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TITLE 3—THE PRESIDENT

PROCLAMATION 2769

SUPPLEMENTING PROCLAMATIONS OF DECEMBER 16, 1947 AND JANUARY 1, 1948, CARRYING OUT GENERAL AGREEMENT ON TARIFFS AND TRADE AND EXCLUSIVE TRADE AGREEMENT WITH CUBA, RESPECTIVELY

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS (1), pursuant to the authority conferred by section 350 of the Tariff Act of 1930, as amended by section 1 of the Act of June 12, 1934, by the Joint Resolution Approved June 7, 1943, and by section 2 of the Act of July 5, 1945 (48 Stat. 943 and 944, ch. 474, 57 Stat. 125, ch. 118, 59 Stat. 410 and 411, ch. 269; 19 U. S. C. (1940) 1351 (a), 19 U. S. C. (1940) Supp. V, 1351 (a) (2) and (b)), the period within which said authority may be exercised having been extended by section 1 of said Act of July 5, 1945 until the expiration of three years from June 12, 1945 (48 Stat. 944, ch. 474, 59 Stat. 410, ch. 269; 19 U. S. C. (1940) Supp. V, 1352 (c)), on October 30, 1947 the President entered into a trade agreement with the Governments of the Commonwealth of Australia, the Kingdom of Belgium, the United States of Brazil, Burma, Canada, Ceylon, the Republic of Chile, the Republic of China, the Republic of Cuba, the Czechoslovak Republic, the French Republic, India, Lebanon, the Grand-Duchy of Luxemburg, the Kingdom of the Netherlands, New Zealand, the Kingdom of Norway, Pakistan, Southern Rhodesia, Syria, the Union of South Africa, and the United Kingdom of Great Britain and Northern Ireland, which trade agreement consists of the General Agreement on Tariffs and Trade and the related Protocol of Provisional Application thereof, together with the Final Act adopted at the conclusion of the Second Session of the Preparatory Committee of the United Nations Conference on Trade and Employment which authenticated the texts of said general agreement and said protocol;

WHEREAS (2) on December 16, 1947 by Proclamation 2761A the President proclaimed such modifications of existing duties and other import restrictions of the United States of America and such continuance of existing customs or excise treatment of articles imported into the United States of America as were then found to be required or appropriate to carry out said trade agreement on and after January 1, 1948 (12 F. R. 8863);

WHEREAS (3), pursuant to the authority conferred by said section 350, the period within which said authority may be exercised having been so extended, on October 30, 1947 the President entered into an exclusive trade agreement with the Government of the Republic of Cuba (T. D. 51819 (Customs)), which exclusive trade agreement includes certain portions of other documents made a part thereof and provides for the customs treatment in respect of ordinary customs duties of products of the Republic of Cuba imported into the United States of America;

WHEREAS (4) on December 17, 1947 the Protocol of Provisional Application of the General Agreement on Tariffs and Trade was signed by the Government of the Republic of Cuba, and by an exchange of notes signed December 19 and 22, 1947 the Governments of the United States of America and the Republic of Cuba agreed to make provisionally effective on January 1, 1948 tariff concessions and on that date generally to apply the provisions of said exclusive trade agreement;

WHEREAS (5) on January 1, 1948 by Proclamation 2764 the President proclaimed such modifications of existing duties and other import restrictions of the United States of America in respect of products of the Republic of Cuba and such continuance of existing customs and excise treatment of products of the Republic of Cuba imported into the United States of America as were then found to be required or appropriate to carry out said exclusive trade agreement on and after January 1, 1948 (13 F. R. 21);

WHEREAS (6) paragraph 3 of article I of said general agreement provides in part as follows:

3 The margin of preference on any product in respect of which a preference is permitted under paragraph 2 of this Article but is not specifically set forth as a maximum margin of preference in the appropriate Schedule annexed to this Agreement shall not exceed

(a) in respect of duties or charges on any product described in such Schedule, the difference between the most-favoured-nation and preferential rates provided for therein; if no preferential rate is provided for, the preferential rate shall for the purposes of this

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THE PRESIDENT

EXECUTIVE AGENCIES

FEDERAL REGISTER

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A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such in parentheses.

[1] Proc. 2769.

CODIFICATION GUIDE—Con.

paragraph be taken to be that in force on April 10, 1947, and, if no most-favoured-nation rate is provided for, the margin shall not exceed the difference between the most-favoured-nation and preferential rates existing on April 10, 1947;

(b) in respect of duties or charges on any product not described in the appropriate Schedule, the difference between the most-favoured-nation and preferential rates existing on April 10, 1947. (T. D. 51802 (Customs));

WHEREAS (7) I, Harry S. Truman, President of the United States of America, determine that the rates of duty and import tax specified in the column at the right of the respective descriptions of products in the following list are maximum rates which may be applied on and after January 1, 1948 to such products in conformity with said paragraph 3 of article I, and that said maximum-rate limitations are required or appropriate to carry out said trade agreement specified in the 1st recital of this proclamation:

Tariff Act of 1930, paragraph	Description of products	Rate of duty
202 (a)	Tiles (except floor and wall tiles), however provided for in paragraph 202 (a), Tariff Act of 1930:	
	Valued at not more than 40 cents per square foot	7¢ per sq. ft., but not less than 35% nor more than 49% ad val.
	Valued at more than 40 cents per square foot	42% ad val.
211	Earthenware and crockery ware, including white granite and semi-porcelain earthenware, and cream-colored ware, terra cotta, and stoneware; any of the foregoing which are tableware, kitchenware, or table or kitchen utensils, painted, colored, tinted stained, enameled, gilded, printed, ornamented, or decorated in any manner:	
	Plates, not over 6⅝ inches in diameter and valued at 60 cents or more but less than 75 cents per dozen, or over 6⅝ but not over 8⅛ inches in diameter and valued at 70 cents or more but less than 90 cents per dozen, or over 8⅛ but not over 9⅛ inches in diameter and valued at $1.05 or more but less than $1.30 per dozen, or over 9⅛ inches in diameter and valued at $1.25 or more but less than $1.55 per dozen; cups valued at 80 cents or more but less than $1 per dozen; and saucers valued at 50 cents or more but less than 55 cents per dozen: all the foregoing which are composed of a nonvitrified absorbent body not wholly of clay.	14¢ per doz. pieces and 42% ad val.
	Plates of the diameters specified above, cups, and saucers; each of the foregoing which is valued at not less than the minimum value specified above for the like article and is composed of a nonvitrified absorbent body wholly of clay and artificially colored.	14¢ per doz. pieces and 42% ad val.
226	Ground and polished plano or coquille glasses (except spectacle and eyeglass lenses), wholly or partly manufactured, with the edges unground, valued at $10 or more per dozen pairs.	35% ad val.
368 (c) (6)	Parts provided for in paragraph 368 (c) (6), Tariff Act of 1930, if for any of the following articles which are valued at more than $10 each: Ships' logs, standard marine chronometers having spring-detent escapements, and depth-sounding mechanisms, devices, and instruments.	45½% ad val.
501	Sugars, tank bottoms, sirups of cane juice, melada, concentrated melada, concrete and concentrated molasses, testing by the polariscope not above seventy-five sugar degrees, and all mixtures containing sugar and water, testing by the polariscope above fifty sugar degrees and not above seventy-five sugar degrees.	0.4709375¢ per lb.
	And for each additional sugar degree shown by the polariscopic test	0.01031125¢ per lb. additional, and fractions of a degree in proportion.
601	Filler tobacco (except cigarette leaf tobacco) not specially provided for:	
	If unstemmed	21¢ per lb.
	If stemmed	30¢ per lb.
	NOTE: The rates of duty specified in this item and in item 603 of this list shall apply to the products described in such items only when entered in any calendar year after there has been entered in such year a total quantity (unstemmed equivalent) of 22,000,000 pounds of filler tobacco, not specially provided for, unstemmed or stemmed (other than cigarette leaf tobacco), and scrap tobacco, the product of the Republic of Cuba. For the purposes of this note, the quantity of unstemmed filler tobacco shall be the actual net weight, and the quantity (unstemmed equivalent) of stemmed filler and scrap tobacco shall be 133 per centum of the actual net weight, as determined, respectively, for the assessment of duties or taxes in the United States of America.	
603	Scrap tobacco	21¢ per lb.
605	Cigars, and cheroots of all kinds	$4.20 per lb. and 25% ad val.
718 (a)	Fish, prepared or preserved in any manner, when packed in oil or in oil and other substances:	
	Bonito and yellowtail:	
	Valued at not over 9 cents per pound, including the weight of the immediate container.	30½% ad val.
	Valued at over 9 cents per pound, including the weight of the immediate container.	21% ad val.
743	Grapefruit:	
	When entered during the period from August 1 to September 30, inclusive, in any year.	1½¢ per lb.
	When entered during the month of October in any year	9/10¢ per lb.
746	Mangoes	4½¢ per lb.
747	Pineapples, not in crates and not in bulk	27¢ per crate of 2.45 cu. ft.
751	Jellies, jams, marmalades, and fruit butter:	
	Guava (except jelly and marmalade); pineapple; mango; papaya; mamey colorado (*calocarpum mammosum*); sweetsop (*annona squamosa*); soursop (*annona muricata*); sapodilla (*sapota achras*); cashew apple (*anacardium occidentale*); and currant and other berry (except jellies).	16% ad val.
751	Jellies, jams, marmalades, and fruit butter—Continued	
	Other (except quince, and except orange marmalade, guava jelly and marmalade, and currant and other berry jellies).	20% ad val.
752	Guavas, prepared or preserved, and not specially provided for	13½% ad val.
752	Mango pastes and pulps, and guava pastes and pulps	24% ad val.
765	Lima beans, green or unripe, when entered during the month of November in any year.	2½¢ per lb.
774	Vegetables in their natural state:	
	Cucumbers, when entered during the period from December 1, in any year, to the last day of the following February, inclusive.	2½¢ per lb.
	Squash	1½¢ per lb.
775	Pimientos, packed in brine or in oil, or prepared or preserved in any manner.	4½¢ per lb.
802	Ethyl alcohol for beverage purposes	$2.25 per proof gal.
806 (a)	Naranjilla (*solanum quitoense lam*) sirup, not specially provided for, containing less than one-half of 1 per centum of alcohol.	49¢ per gal.
1406	Labels, flaps, and cigar bands, composed wholly or in chief value of paper lithographically printed in whole or in part from stone, gelatin, metal, or other material, but not printed in whole or in part in metal leaf and not specially provided for (except labels and flaps not exceeding ten square inches cutting size in dimensions, if embossed or die-cut):	
	Printed in less than eight colors (bronze printing to be counted as two colors):	
	Labels and flaps	21¢ per lb.
	Cigar bands	31¢ per lb.
	Printed in eight or more colors (bronze printing to be counted as two colors):	
	Labels and flaps	28¢ per lb.
	Cigar bands	35¢ per lb.
1527 (c) (2)	Articles provided for in paragraph 1527 (c) (2), Tariff Act of 1930, valued above $5 per dozen pieces, and parts thereof:	
	Parts valued at less than 20 cents per dozen	1½¢ each and 35% ad val.
	Mesh bags; parts of mesh bags if the parts are valued at 20 cents or more per dozen; and parts of cigar and cigarette lighters if the parts are valued at 20 cents or more, but not above $5, per dozen; all the foregoing.	91% ad val.
	Parts of articles provided for in paragraph 1527 (c) (2), Tariff Act of 1930, if the articles are valued above $5 per dozen pieces (except parts of cigar and cigarette lighters and parts of mesh bags): Parts valued at 20 cents or more, but not above $5, per dozen.	91% ad val.
1529 (a)	Articles (except wearing apparel) in part of handmade lace over 2 inches wide and in part of handmade lace not over 2 inches wide and containing no machine-made material or article provided for in paragraph 1529 (a), Tariff Act of 1930, however provided for in said paragraph 1529 (a):	
	Valued at more than $50 and less than $150 per pound	84% ad val.
	Valued at $150 or more per pound	63% ad val.
1544	Rosaries, chaplets, and similar articles of religious devotion, if made in whole or in part of gold, silver, platinum, gold plate, silver plate, or precious or imitation precious stones.	42% ad val.
1558	Banana flour and plantain flour	14% ad val.
Internal Revenue Code, section		Rate of import tax
2491 (a)	Fish oil (except cod oil, eulachon oil, herring oil, menhaden oil, shark oil, including oil produced from sharks known as dogfish, and fish-liver oils; and not including seal oil and whale oil) if classifiable under paragraph 34 or 1669, Tariff Act of 1930.	1½¢ per lb.

GENERAL NOTES

1. The provisions of this list shall be construed and given the same effect, and the application of collateral provisions of the customs laws of the United States to the provisions of this list shall be determined, insofar as may be practicable, as if each provision of this list appeared respectively in the statutory provision noted in the column at the left of the respective description of articles.

2. Any additional or separate ordinary customs duty provided for in respect of any article described in this list, whether or not imposed under the statutory provision indicated in the column at the left of the description of the article and whether or not temporarily or conditionally inapplicable, shall continue in force until terminated in accordance with law, subject to any reduction, or consolidation with the primary duty, indicated in this list or hereafter provided for, and subject to any temporary or condi-

tional exemption therefrom now or hereafter provided for by law.

3. Wherever in this list the word "entered" is used in any seasonal-rate provision, or in any provision in which the entry of a specified quantity affects the rate, it shall mean "entered, or withdrawn from warehouse, for consumption".;

WHEREAS (8) I determine that the application of such of the concessions provided for in part I of schedule XX of said general agreement which were withheld from application in accordance with article XXVII of said general agreement (T. D. 51802 (Customs)) by said proclamation of December 16, 1947 (12 F. R. 8865 and 8866) as are identified in the following list is required or appropriate to carry out said trade agreement specified in the 1st recital of this proclamation on and after January 1, 1948:

Item (paragraph):	*Rates of duty*
404 [first]	5% ad val.
404 [second]	7½% ad val.
506	20% ad val.
752 [second]	9% ad val.
1521	25% ad val.
Section:	*Rates of import tax*
3424	$1.50 per 1000 ft., board measure [first such rate] 75¢ per 1000 ft., board measure [first such rate];

WHEREAS (9) said proclamation of December 16, 1947, made effective, on and after January 1, 1948, the rate of duty of 7 cents per pound specified in the first item 709 in part I of schedule XX of said general agreement with respect to not more than 50,000,000 pounds of butter entered, or withdrawn from warehouse, for consumption during the period from November 1 in any year to the following March 31, inclusive (T. D. 51802 (Customs));

WHEREAS (10) said tariff quota provided for in said item 709 became effective on the first day of the third month of the specified five-month quota period, and I determine that it would be appropriate in order to carry out said trade agreement specified in the 1st recital of this proclamation to limit the quantity of butter dutiable at the rate of 7 cents per pound which may be entered, or withdrawn from warehouse, for consumption during the remainder of said quota period from January 1 to March 31, 1948, inclusive, to a quantity of not more than 30,000,000 pounds;

WHEREAS (11) I determine that the addition of the following items to the list set forth in the 8th recital of said proclamation of January 1, 1948 (13 F. R. 23 and 24) is required or appropriate to carry out said exclusive trade agreement specified in the 3rd recital of this proclamation:

Tariff Act of 1930, paragraph	Description of products	Rate of duty
211	Earthenware and crockery ware, including white granite and semiporcelain earthenware, and cream-colored ware, terra cotta, and stoneware; any of the foregoing which are tableware, kitchenware, or table or kitchen utensils, painted, colored, tinted, stained, enameled, gilded, printed, ornamented, or decorated in any manner:	
	Plates, not over 6¾ inches in diameter and valued at 60 cents or more but less than 75 cents per dozen, or over 6¾ but not over 8⅛ inches in diameter and valued at 70 cents or more but less than 90 cents per dozen, or over 8⅛ but not over 9⅛ inches in diameter and valued at $1.05 or more but less than $1.30 per dozen, or over 9⅛ inches in diameter and valued at $1.25 or more but less than $1.55 per dozen; cups valued at 80 cents or more but less than $1 per dozen; and saucers valued at 45 cents or more but less than 55 cents per dozen: all the foregoing which are composed of a nonvitrified absorbent body not wholly of clay.	12¢ per doz. pieces and 36% ad val.
	Plates of the diameters specified above, cups, and saucers; each of the foregoing which is valued at not less than the minimum value specified above for the like article and is composed of a nonvitrified absorbent body wholly of clay and artificially colored.	12¢ per doz. pieces and 36% ad val.
226	Ground and polished plano or coquille glasses (except spectacle and eyeglass lenses), wholly or partly manufactured, with the edges unground, valued at $10 or more per dozen pairs.	30% ad val.
368 (c) (6)	Parts provided for in paragraph 368 (c) (6), Tariff Act of 1930, if for any of the following articles which are valued at more than $10 each: Ships' logs, standard marine chronometers having spring-detent escapements, and depth-sounding mechanisms, devices, and instruments.	39% ad val.
1527 (c) (2)	Articles provided for in paragraph 1527 (c) (2), Tariff Act of 1930, valued above $5 per dozen pieces, and parts thereof:	
	Parts valued at less than 20 cents per dozen	½¢ each and 39% ad val.
	Mesh bags; parts of mesh bags if the parts are valued at 20 cents or more per dozen; and parts of cigar and cigarette lighters if the parts are valued at 20 cents or more, but not above $5, per dozen; all the foregoing.	78% ad val.
	Parts of articles provided for in paragraph 1527 (c) (2), Tariff Act of 1930, if the articles are valued above $5 per dozen pieces (except parts of cigar and cigarette lighters and parts of mesh bags): Parts valued at 20 cents or more, but not above $5, per dozen.	78% ad val.

WHEREAS (12) I determine that, in view of the determination set forth in the 8th recital of this proclamation, the deletion of the first item 506 and item 752 from the list set forth in the 9th recital of said proclamation of January 1, 1948 is required or appropriate to carry out said exclusive trade agreement specified in the 3rd recital of this proclamation;

WHEREAS (13) the figure and word "4/5 of" appearing between the words "than" and "the" in the rate of duty specified in the second item 506 in the 9th recital of said proclamation of January 1, 1948 (13 F. R. 24) were inadvertently included therein, and I determine that the deletion of said figure and word "4/5 of" from the rate of duty specified in said second item 506 is required or appropriate to carry out said exclusive trade agreement specified in the 3rd recital of this proclamation on and after January 1, 1948;

WHEREAS (14) item 1527 (a) (2) in said 9th recital of the proclamation of January 1, 1948 (13 F. R. 25) was inadvertently misstated in some respects, and I determine that it is required or appropriate to carry out said exclusive trade agreement specified in the 3rd recital of this proclamation that the number of said item 1527 (a) (2) in the 9th recital be changed to "1527 (c) (2)", that there be inserted in the description of products in said item after the word "except" the words and figure "parts of articles valued above $5 per dozen pieces and other", that a final parenthesis be placed after the last word in said description of products, and that the rate in said item be changed to "88% ad val.";

AND WHEREAS (15) I determine that it is required or appropriate to carry out said trade agreement specified in the 1st recital of this proclamation and said exclusive trade agreement specified in the 3rd recital hereof that no modifications of existing duties and other import restrictions, and no continuance of existing customs or excise treatment, proclaimed to carry out said trade agreement specified in the 1st recital shall be construed as providing for the preferential customs treatment, in respect of rates of ordinary customs duty, of products of the Republic of Cuba, which customs treatment of products of the Republic of Cuba is provided for in said proclamation of January 1, 1948, as amended;

PART I

NOW, THEREFORE, be it known that I, Harry S. Truman, President of the United States of America, acting under the authority of said section 350 of the Tariff Act of 1930, as amended, to the end that said trade agreement specified in the 1st recital of this proclamation may be carried out, do hereby proclaim, effective on and after January 1, 1948 and subject to the provisions of said Protocol of Provisional Application:

(a) That the rates of duty and import tax specified in the column at the right of the respective descriptions of products listed in the 7th recital of this proclamation shall be applied, subject to the applicable terms, conditions, and qualifications set forth therein, respectively, to articles of the kinds provided for in said descriptions;

(b) That the concessions provided for in part I of said schedule XX which are identified in the list set forth in the 8th recital of this proclamation shall no longer be identified in the 8th recital of said proclamation of December 16, 1947 for purposes of applying subdivision (a) of said proclamation of December 16, 1947, and the rates of duty and import tax representing such concessions identified in said 8th recital of this proclamation shall be applied, subject to the applicable terms, conditions, and qualifications set forth in said schedule XX, and in parts I, II, and III, of said general agreement, to articles of the kinds provided for in the descriptions of products in the column at the left of said rates;

(c) That not more than 30,000,000 pounds of butter entered, or withdrawn from warehouse, for consumption during the period from January 1 to March 31,

1948, inclusive, shall be dutiable at 7 cents per pound; and

(d) That the provisions of the foregoing subdivisions (a), (b), and (c) shall not apply to a particular article by virtue of this proclamation if, when the article is entered, or withdrawn from warehouse, for consumption, more favorable customs treatment is prescribed therefor by a statute, proclamation, or Executive order then in effect;

PART II

I DO further proclaim, acting under the authority of said section 350 to the end that said exclusive trade agreement specified in the 3rd recital of this proclamation may be carried out, effective on and after January 1, 1948, and subject to the provisions of said exclusive trade agreement:

(a) That the rates of duty specified in the column at the right of the respective descriptions of products listed in the 11th recital of this proclamation shall be applied subject to the applicable terms, conditions, and qualifications set forth therein and in the 8th recital of said proclamation of January 1, 1948, respectively, to products of the Republic of Cuba of the kinds provided for in said descriptions as if said products had been listed in said 8th recital of the proclamation of January 1, 1948, except that no such rate shall be applied to a particular article by virtue of this proclamation if, when the article is entered, or withdrawn from warehouse, for consumption, more favorable customs treatment is prescribed for the article by a statute, proclamation, or Executive order then in effect;

(b) That the first item 506 and item 752 shall be deleted from the list set forth in the 9th recital of said proclamation of January 1, 1948;

(c) That the figure and word "⅘ of" shall be deleted from the rate of duty specified in the second item 506 in the 9th recital of said proclamation of January 1, 1948; and

(d) That the item number of item 1527 (a) (2) in said 9th recital of the proclamation of January 1, 1948 shall be changed to "1527 (c) (2)", the words and figure "parts of articles valued above $5 per dozen pieces and other" shall be inserted after the word "except" in the description of products in said item, a final parenthesis shall be placed after the last word in said description of products, and the rate in said item shall be changed to "88% ad val.";

PART III

AND I do further proclaim, acting under the authority of said section 350 to the end that said trade agreement specified in the 1st recital of this proclamation and said exclusive trade agreement specified in the 3rd recital hereof may be carried out, that no modifications of existing duties and other import restrictions of the United States of America, and no continuance of existing customs or excise treatment of articles imported into the United States of America, proclaimed to carry out said trade agreement specified in the 1st recital shall be construed as providing for the preferential customs treatment, in respect of rates of ordinary customs duty, of products of the Republic of Cuba.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this 30th day of January in the year of our Lord nineteen hundred and [SEAL] forty-eight and of the Independence of the United States of America the one hundred and seventy-second.

HARRY S. TRUMAN

By the President:

G. C. MARSHALL,
Secretary of State.

[F. R. Doc. 48-1005, Filed, Jan. 30, 1948; 4:08 p. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter V—Production and Marketing Administration (Diversion Programs)

[Program 0/72b]

PART 502—COTTON FOR PAPER PROGRAM

SUBPART—FISCAL YEAR 1948

Sec.
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AUTHORITY: §§ 502.1 to 502.11, inclusive, issued under sec. 32, 49 Stat. 774, as amended, 7 U. S. C. 612c.

§ 502.1 *Offer to make payments.* The Secretary of Agriculture of the United States (hereinafter referred to as the Secretary) hereby offers to make payments, subject to the conditions hereinafter set forth, to holders of approved applications (hereinafter referred to as processors) who divert cotton from the normal channels of trade and commerce by using it or causing it to be used for the manufacture of paper or in paper-manufacturing processes. If the processor has the cotton used by another for the processor's account under the "causing it to be used" provision herein, approval in writing from the Secretary or from his authorized representative must first be secured.

§ 502.2 *Definitions.* Cotton as referred to herein means the following: (a) Lint cotton grown in the United States, not less than three-fourths of an inch in staple length and not lower in grade than the lowest grades in the Universal standards for American upland cotton; (b) unreworked cotton card strips of approved qualities; and (c) unreworked cotton comber noils of approved qualities. Weight as used herein shall be construed to mean gross weight.

§ 502.3 *Time of purchase and use.* Such cotton must have been purchased on or after the date of the approval of the processor's application and on or before June 30, 1948, and must be used in the United States in the manufacture of paper or in paper-manufacturing processes by the processor or others designated by the processor, with the approval of the Secretary or his authorized representative, on or after the date of approval of the processor's application and on or before December 31, 1948, unless the time of such use is extended by the Secretary or his authorized representative.

§ 502.4 *Rate of payment.* The rate of payment to be made by the Secretary under the terms of this offer will be 2 cents per pound of cotton.

§ 502.5 *Quality of cotton.* (a) The grade and staple of lint cotton as defined in § 502.2 (a) on which payments will be made must have been determined by one or more of the following:

(1) A board of cotton examiners of the United States Department of Agriculture;

(2) A specialist in cotton classing of the United States Department of Agriculture;

(3) A cotton classifier licensed under the United States Cotton Standards Act.

(b) The qualities of unreworked cotton card strips and of unreworked cotton comber noils referred to in §§ 502.2 (b) and 502.2 (c), respectively, herein must have been approved by the Secretary or his authorized representative.

§ 502.6 *Percentage of lint cotton.* Of the total quantity of cotton used by any particular processor under the program, not less than 50 percent by weight shall be lint cotton as defined in § 502.2 (a).

§ 502.7 *Reports.* The processor, or other users designated by him and approved by the Secretary or his authorized representative, must agree to make such reports in connection with the use of such cotton as the Secretary or his authorized representative may require.

§ 502.8 *Submission of applications.* No processor shall be entitled to payments unless he has submitted an "Application," Form CN-12-2, to use cotton for the manufacture of paper or in paper-manufacturing processes in connection with the "Cotton for Paper Program (Fiscal Year 1948)", and the Secretary or his authorized representative has, pursuant to the terms and conditions set forth in that application and in this offer, approved such application in whole or in part. No payment will be made on any quantity of cotton in excess of that for which an application has been approved. More than one application may be approved for the same applicant. The right is reserved to reject any or all applications. The forms mentioned above may be obtained from the Cotton Branch, United States Department of Agriculture, Washington, D. C.

§ 502.9 *Separate use of cotton, bond.* Any part or parts of a quantity of cotton covered by an approved application may be separately used pursuant to the terms and conditions of such application and this offer, and the Secretary will make payment in connection with such quantities in the same manner as if the total quantity of cotton covered by such application had been used. However, if before a processor has used the maximum

quantity of cotton for which he holds approved applications under the program, cumulative claims relate to more unreworked cotton card strips and unreworked cotton comber noils (either separately or together), than to lint cotton as defined in § 502.2 (a), payment will not be made on the excess of such card strips and comber noils unless the processor files a bond satisfactory to the Secretary or his representative, guaranteeing a refund of any and all payments made to which a processor is not entitled under the program. The amount of such bond shall be determined as follows: Multiply the total quantity of cotton for which the processor holds approved application(s) under the program by 2 cents per pound; deduct from this product the amount determined by taking twice the cumulative total quantity of lint cotton used, multiplied by 2 cents per pound, up to the time such excess occurred. The remainder is the amount of the bond required.

§ 502.10 *Claims in voucher form.* No processor shall be entitled to payments in connection with the use of any particular cotton unless he shall submit in connection therewith on or before February 15, 1949, or during any extensions of such time made by the Secretary or his authorized representative, a claim in voucher form and shall furnish to the Secretary or to his authorized representative or his agent such information as may be requested for the purpose of enabling him to determine that there has been compliance with the conditions of this offer and the approved application, and to determine the proper payment to be made. The processor shall make available to the Secretary or his authorized representative or his agent, for the purpose of verifying such information, any pertinent books, records, memoranda, documents, papers, and correspondence of the processor or of the processor's agents or representatives, which the Secretary or his authorized representative or his agent may request. The determination of the Secretary as to pertinency shall be final.

§ 502.11 *Termination of offer.* The Secretary reserves the right to terminate this offer at any time by giving public notice thereof. Such termination shall not affect any payments to be made pursuant to any application theretofore approved by the Secretary or his authorized representative.

Issued this 28th day of January 1948.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 48-918; Filed, Feb. 2, 1948; 8:49 a. m.]

TITLE 7—AGRICULTURE

Chapter VII—Production and Marketing Administration (Agricultural Adjustment)

PART 721—CORN

Proclamation and determination with respect to commercial corn-producing area for 1948, national, county and farm acreage allotments for 1948, and corn marketing quotas for 1948–49 marketing year.

Sec.
721.950 Basis and purpose.
721.951 Commercial corn-producing area for 1948.
721.952 1948 acreage allotment for corn.
721.955 National marketing quota for corn for the 1948–49 marketing year.

AUTHORITY: §§ 721.950 to 721.955, inclusive, issued under secs. 304, 322 (a), 327, 328, and 371 (b) of 52 Stat. 45; 7 U. S. C. 1304, 1322 (a), 1327, 1328, 1371 (b).

§ 721.950 *Basis and purpose.* Section 327 of the Agricultural Adjustment Act of 1938, as amended, provides that the Secretary of Agriculture, not later than February 1, shall ascertain and proclaim the commercial corn-producing area. Section 328 of the act provides for the proclamation by the Secretary of the acreage allotment for corn for any calendar year not later than February 1 of such calendar year. Section 371 (b) of the act authorizes the Secretary, after investigation, to increase or terminate any national marketing quota for corn or any other designated commodity, if he finds such action necessary to effectuate the declared policy of the act or to meet a national emergency or because of an increased export demand for the commodity. Section 304 of the act provides that, in carrying out the purposes of the act, it shall be the duty of the Secretary to give due regard to the maintenance of a continuous and stable supply of agricultural commodities adequate to meet consumer demand. Prior to taking the action herein, notice was given (13 F. R. 93) that, in connection with the issuance of the proclamation of the commercial corn-producing area and of the acreage allotment of corn for 1948, there was under consideration the matter of suspension or termination of corn marketing quotas under the applicable provisions of the act, including sections 304 and 371 (b) thereof. No written views have been received within the period stated in the notice. An investigation has been made to determine whether corn marketing quotas should be in effect for the marketing year 1948–49, and on the basis of such investigation it is hereby found and determined that it is necessary, in order to effectuate the declared policy of the act and to meet the present national emergency in food production, to dispense with marketing quotas for corn for the marketing year beginning October 1, 1948, and with national, county, and farm acreage allotments for corn for 1948. Accordingly, the determinations and proclamations below are hereby made and issued.

§ 721.951 *Commercial corn-producing area for 1948.* No commercial corn-producing area will be established for 1948.

§ 721.952 *1948 acreage allotments for corn.* No national, county, or farm acreage allotments of corn will be determined for 1948.

§ 721.955 *National marketing quota for corn for the 1948–49 marketing year.* Corn marketing quotas will not be in effect for the marketing year beginning October 1, 1948.

Issued at Washington, D. C., this 28th day of January 1948.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 48-920; Filed, Feb. 2, 1948; 8:49 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service, Department of Justice

Subchapter D—Nationality Regulations

PART 362—REGISTRY OF ALIENS UNDER NATIONALITY ACT OF 1940

DELIVERY OF CERTIFICATES OF LAWFUL ENTRY BY MAIL

JANUARY 19, 1948.

Section 362.12, Chapter I, Title 8, Code of Federal Regulations (12 F. R. 5170), is amended by changing the last sentence so that the section will read as follows:

§ 362.12 *Certificate of lawful entry; delivery.* In all cases where the application is granted, Form N–135 (Certificate of Lawful Entry) shall be issued with the photograph of the applicant affixed. The certificate shall be mailed to the officer in charge of the district wherein the application originated, for delivery. In all cases where practicable the certificate shall at the time of delivery be signed by the applicant in the presence of an immigration and naturalization officer, who shall also sign it, but where such arrangement is impracticable the words "Signed in presence of" may be stricken from the certificate and the certificate may be signed by the officer and sent by registered mail to the applicant with instructions as to his signature.

This order shall become effective on the date of its publication in the FEDERAL REGISTER. The requirements of section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U. S. C., Sup. 1003) relative to notice of proposed rule making and delayed effective date are inapplicable for the reason that the rule prescribed by this order pertains solely to agency procedure.

(Secs. 37 (a), 327, 54 Stat. 675, 1150; 8 U. S. C. 458, 727; 8 CFR 90.1, 12 F. R. 4781)

L. PAUL WININGS,
Acting Commissioner of Immigration and Naturalization.

Approved: January 26, 1948.

TOM C. CLARK,
Attorney General.

[F. R. Doc. 48-934; Filed, Feb. 2, 1948; 8:51 a. m.]

TITLE 10—ARMY

Chapter I—Aid of Civil Authorities and Public Relations

PART 112—PRISONERS

CLEMENCY; MAIL

1. In § 112.1 (10 CFR, Supps., Part 12; 12 F. R. 3013), change the second sentence of paragraph (a), and the heading and opening sentence of paragraph (c), as follows:

§ 112.1 *Clemency*—(a) *Applications.* * * * Such an application will be in writing, will set forth the grounds upon which the appeal is based, and will be forwarded through channels, with appropriate recommendations, to the proper authorities designated in paragraphs (b), (c), and (d) of this section. * * *

(c) *Prisoners confined at military posts and rehabilitation centers.* The case of each general prisoner serving sentence of confinement of 6 months or more at a military post or rehabilitation center will be considered for clemency by the commanding officer holding general court martial jurisdiction over the prisoner at some time within the first 6 months of the period of confinement and annually thereafter. * * *

2. In § 112.3 (10 CFR, 1943 Supp., Part 12) paragraph (a) is rescinded and the following substituted therefor:

§ 112.3 *Mail*—(a) *Outgoing.* Each prisoner confined in an Army confinement facility, except those in isolation or solitary confinement, will be permitted to write authorized persons a minimum of one letter each week, all letters to be submitted unsealed for inspection.

* * * * *

[Pars. 24 and 35, AR 600-375, Jan. 6, 1948] (R. S. 161, 38 Stat. 1074; 5 U. S. C. 22, 10 U. S. C. 1457a)

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 48-929; Filed, Feb. 2, 1948; 8:50 a. m.]

Chapter VI—Organized Reserves

PART 602—RESERVE OFFICERS' TRAINING CORPS

APPOINTMENT

Section 602.31, pertaining to appointment from the junior division in essentially miiltary schools, is rescinded.

[Par. 84, AR 145-10, May 28, 1931, as amended by Cir. 13, Jan. 1948, Dept. of the Army] (Sec. 34, 41 Stat. 778; 10 U. S. C. 354)

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 48-930, Filed, Feb. 2, 1948; 8:50 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Civil Air Regs., Amdt. 26-3]

PART 26—AIR-TRAFFIC CONTROL-TOWER OPERATOR CERTIFICATES

ADDITIONAL PRIVILEGES FOR AIR-TRAFFIC CONTROL-TOWER OPERATOR WITH JUNIOR RATING

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 28th day of January 1948.

Presently effective §§ 26.50 and 26.51 of the Civil Air Regulations provide that, except in emergencies under prescribed conditions, the holder of an air-traffic control-tower operator certificate with junior rating shall not control air traffic except with the consent and under the supervision of an operator holding an appropriate senior rating.

The number of operators holding senior ratings is insufficient to provide traffic control supervision at all airports. Moreover, under visual flight rule conditions traffic can be adequately supervised at many airports by an operator holding a junior rating. For these reasons the management of many airports, pilots, and aircraft owners have requested that Part 26 be amended so as to permit operators with junior ratings to supervise air traffic under visual flight rule conditions at other than major airports. The Board finds that the requested authorization will advance air safety by permitting the supervision of air traffic by properly qualified airmen at many airports where at present no control is exercised and where under conditions of high traffic density hazardous situations frequently exist.

For the reasons stated above, notice and public procedures hereon are impracticable, and the Board finds that good cause exists for making this amendment effective on less than 30 days' notice.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends Part 26 of the Civil Air Regulations (14 CFR, Part 26, as amended), effective January 28, 1948:

1. By amending § 26.50 to read as follows:

§ 26.50 *Exercise of authority.* A certificated air-traffic control-tower operator shall control traffic in accordance with the procedures and practices prescribed by the Administrator to provide for the safe, orderly, and expeditious flow of air traffic and in accordance with the following requirements:

(a) When weather conditions are equal to or better than the basic minimums prescribed for VFR flight by Part 60 of the Civil Air Regulations, air traffic may be controlled by an operator with either a junior or senior rating for the airport involved: *Provided,* That where the Administrator finds the volume or character of the air traffic, the type and equipment of aircraft utilizing the airport, or the airport facilities require that an operator with a junior rating be supervised, he may require all air traffic at such airport to be controlled under the supervision of an operator with a senior rating.

(b) When weather conditions are below the basic minimums prescribed for VFR flight by Part 60 of the Civil Air Regulations, air traffic shall be controlled by an operator with senior rating, and such operator shall not issue an air traffic clearance for flight without prior authorization from the appropriate air traffic control center.

(c) In an emergency an operator with a senior rating may delegate his authority to an operator with a junior rating.

2. By repealing §§ 26.51 and 26.55.

(Secs. 205 (a), 601, 602, 52 Stat. 984, 1007, 1008; 49 U. S. C. 425 (a), 551, 552)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 48-923; Filed, Feb. 2, 1948; 8:49 a. m.]

[Regs., Serial No. SR-317]

PART 42—NONSCHEDULED AIR CARRIER CERTIFICATION AND OPERATION RULES

TEMPORARY AUTHORIZATION FOR SCHEDULED NONCERTIFIED CARGO CARRIERS

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 26th day of January 1948.

At the present time certain air carriers are authorized to engage in scheduled interstate or overseas air transportation of cargo under letters of registration, or exemption therefrom, issued by the Civil Aeronautics Board pursuant to § 292.5 of the Economic Regulations, pending final disposition of their applications for certificates of public convenience and necessity. The present provisions of the Civil Air Regulations require such air carriers to obtain air carrier operating certificates under the provisions of Parts 40 and 61 of the Civil Air Regulations, and to conduct their operations in accordance with the applicable rules governing scheduled air carrier operations.

Prior to the issuance of temporary authorization to engage in scheduled cargo service, these air carriers operated on a nonscheduled basis pursuant to the provisions of Part 42 of the Civil Air Regulations. To require that these cargo carriers must fully comply with the certification and operating requirements of Parts 40 and 61 of the Civil Air Regulations, pending final disposition by the Board of their respective applications for certificates of public convenience and necessity, would subject these air carriers to an unnecessary burden and expense.

The purpose of this regulation is to enable such carriers to continue their operations under the provisions of Part 42 of the Civil Air Regulations until the Board has acted upon their applications for certificates of public convenience and necessity, but in any event only until August 1, 1948.

Interested persons have been afforded an opportunity to participate in the making of this regulation, and due consid-

eration has been given to all relevant matter presented.

In consideration of the foregoing the Civil Aeronautics Board hereby makes and promulgates the following Special Civil Air Regulation effective February 10, 1948:

Air carriers designated as "Noncertificated Cargo Carriers," authorized to engage in scheduled interstate or overseas air transportation of cargo under the provisions of § 292.5 of the Economic Regulations, may conduct such scheduled air transportation under the air carrier certification and operation rules prescribed in Part 42 of the Civil Air Regulations.

This regulation shall terminate August 1, 1948.

(Secs. 205 (a), 601, 604, 52 Stat. 984, 1007, 1010; 49 U. S. C. 425 (a), 551, 554)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN, *Secretary.*

[F. R. Doc. 48-921; Filed, Feb. 2, 1948; 8:49 a. m.]

[Civil Air Regs., Amdt. 43-1]

PART 43—GENERAL OPERATION RULES

AIRPLANE FLIGHT MANUAL AND OPERATING LIMITATIONS

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 27th day of January 1948.

Presently effective § 43.1010 of Part 43 of the Civil Air Regulations requires that "an aircraft for which an airworthiness certificate is currently in effect shall not be operated unless there is attached to such airworthiness certificate an appropriate aircraft operation record prescribed and issued by the Administrator, nor shall such aircraft be operated other than in accordance with the limitations prescribed and set forth by the Administrator in such record. Any change made to the aircraft which affects these limitations shall be made under the supervision of an appropriately rated mechanic or other person authorized by the Administrator and such change shall be noted in the aircraft operation record."

The purpose of this amendment is to provide that an aircraft can be operated in accordance with the operating limitations prescribed in the Airplane Flight Manual issued by the manufacturer as provided for by Parts 03 and 04b of the Civil Air Regulations. In addition, the amendment deletes the requirement relating to the changes made in the aircraft which affect the operating limitations, as this requirement is already established by Part 18 of the Civil Air Regulations.

Interested persons have been afforded an opportunity to participate in the making of this amendment, and due consideration has been given to all relevant matter presented. Since this amendment imposes no additional burden on any person, it may be made effective without prior notice.

In consideration of the foregoing the Civil Aeronautics Board hereby amends Part 43 of the Civil Air Regulations (14 CFR, Part 43, as amended) effective January 27, 1948:

1. By amending § 43.1010 to read as follows:

§ 43.1010 *Aircraft operating limitations.* An aircraft for which an airworthiness certificate is currently in effect shall not be operated unless there are available in the aircraft appropriate aircraft operating limitations set forth in a form and manner prescribed by the Administrator, or a current Airplane Flight Manual approved by the Administrator; nor shall such aircraft be operated otherwise than within its prescribed operating limitations. (Secs. 205 (a), 601, 52 Stat. 984, 1007; 49 U. S. C. 425 (a), 551)

By the Civil Aeronautics Board.

M. C. MULLIGAN, *Secretary.*

[F. R. Doc. 48-925; Filed, Feb. 2, 1948; 8:50 a. m.]

[Civil Air Regs., Amdt. 43-2]

PART 43—GENERAL OPERATION RULES

AIRCRAFT AND ENGINE RECORDS

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 27th day of January 1948.

Section 43.24 of Part 43 of the Civil Air Regulations now requires the registered owner of an aircraft to keep a record of the flight time of the aircraft and the running time of each engine. Section 01.27 of Part 01 which required the owner to record minor repairs and minor alterations of the aircraft, engine, or propellers in a logbook was repealed by Amendment 01-3, effective October 16, 1947.

The purpose of this amendment is to include in the general aircraft operation rules a provision which would require a maintenance history of the aircraft in the aircraft and engine records.

Interested persons have been afforded an opportunity to participate in the making of this amendment, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing the Civil Aeronautics Board hereby amends Part 43 of the Civil Air Regulations (14 CFR, Part 43, as amended), effective April 1, 1948:

By amending § 43.24 to read as follows:

§ 43.24 *Aircraft and engine records.* The registered owner of a certificated aircraft shall be responsible for maintaining and keeping available for inspection by an authorized representative of the Administrator or the Board and for transfer with the aircraft or engine the following records:

(a) Aircraft and engine records which shall contain a current, accurate, and permanent record including the flight time of the aircraft and each engine, reports of inspections, minor repairs, and minor alterations of the aircraft structure, engines, and propellers. A mechanical device which records the total time of operation or the total number of engine revolutions may be used in lieu of individual flight entries: *Provided,* That the totals of flight time are recorded in the aircraft and engine records at periodic intervals to enable compliance with the required inspections and maintenance procedures.

(b) A record of major repairs and alterations shall be maintained as required by Part 18 of this chapter. A reference to such major repairs and alterations shall be entered in the appropriate place in the aircraft records. (Secs. 205 (a), 601, 605, 52 Stat. 984, 1007, 1010; 49 U. S. C. 425 (a), 551, 555)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN, *Secretary.*

[F. R. Doc. 48-928; Filed, Feb. 2, 1948; 8:50 a. m.]

[Civil Air Regs., Amdt. 60-1]

PART 60—AIR TRAFFIC RULES

CLEARANCE FROM AIR TRAFFIC CONTROL FOR VFR FLIGHTS WITHIN CONTROL ZONES WHEN CEILING IS LESS THAN 1,000 FEET

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 27th day of January 1948.

Section 60.200 of the Civil Air Regulations presently provides that under Visual Flight Rules aircraft flown within control zones must keep 500 feet vertically and 2,000 feet horizontally from any cloud formation unless otherwise authorized by air traffic control. Section 60.107 (c) provides that an altitude of 500 feet must be maintained except over open water, sparsely populated areas, or when necessary for taking off and landing. Section 60.201 permits VFR flight within a control zone without air traffic control clearance when visibility is at least three miles.

Under these regulations it is possible for aircraft to enter a control zone and the traffic pattern of controlled airports without prior authorization from air traffic control when approaching, for example, over water or sparsely populated areas under a ceiling of 600 or 700 feet while at the same time other aircraft, operating under Instrument Flight Rules, are letting down on instruments. Such practices often result in requiring aircraft operating under IFR rules to hold for unduly long periods in the "stack" and also have often created a collision hazard.

The purpose of this regulation is to amend § 60.200 to provide that when the ceiling is less than 1,000 feet all aircraft being flown in control zones under Visual Flight Rules shall be required to obtain a clearance from air traffic control. It does not apply to airports or landing areas outside control zones.

Interested persons have been afforded an opportunity to participate in the making of this amendment, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends Part 60 of the Civil Air Regulations (14 CFR, Part 60) effective April 1, 1948:

1. By amending § 60.200 to read as follows:

§ 60.200 *Ceiling and distance from clouds.* Aircraft shall comply with the following requirements as to ceiling and distance from clouds:

(a) *Within control zones.* Unless authorized by air traffic control, aircraft shall not be flown when the ceiling is less than 1,000 feet, or less than 500 feet vertically and 2,000 feet horizontally from any cloud formation.

(b) *Elsewhere.* When at an altitude of more than 700 feet above the surface aircraft shall not be flown less than 500 feet vertically and 2,000 feet horizontally from any cloud formation; when at an altitude of 700 feet or less aircraft shall not be flown unless clear of clouds.

2. By deleting the "Chart of VFR visibility and distance-from-clouds minimums."

3. By deleting the "Chart of cruising altitudes outside of control areas and control zones."

(Secs. 205 (a), 601, 52 Stat. 984, 1007; 49 U. S. C. 425 (a), 551)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN, *Secretary.*

[F. R. Doc. 48-924; Filed, Feb. 2, 1948; 8:50 a. m.]

[Civil Air Regs., Amdt. 60-2]

PART 60—AIR TRAFFIC RULES

DISPLAY OF AIRCRAFT LIGHTS BETWEEN SUNSET AND SUNRISE

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 27th day of January 1948.

The present definition of "hours of darkness" in § 60.921 prescribes that under specified conditions the hours of darkness shall extend from 30 minutes after sunset to 30 minutes before sunrise, except in the Territory of Alaska. Paragraphs (a) and (b) of § 60.113 of the Civil Air Regulations provide that when operating during the hours of darkness aircraft shall display position lights and when parked in certain areas during the hours of darkness they shall be clearly illuminated.

The purpose of this amendment of §§ 60.113 and 60.921 of Part 60 is to require all aircraft to display position lights when operated between sunset and sunrise and to eliminate the 30-minute interval presently authorized. It also deletes the present definition of "hours of darkness" and provides, in lieu thereof, a definition of "sunset and sunrise".

Interested persons have been afforded an opportunity to participate in the making of this amendment, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing the Civil Aeronautics Board hereby amends Part 60 of the Civil Air Regulations (14 CFR, Part 60), effective April 1, 1948:

1. By amending § 60.113 to read as follows:

§ 60.113 *Aircraft lights.* Between sunset and sunrise:

(a) All aircraft in flight or operated on the ground or under way on the water shall display position lights,

(b) All aircraft parked or moved within or in dangerous proximity to that portion of any airport used for, or available to, night flight operations shall be clearly illuminated or lighted, unless the aircraft are parked or moved in an area marked with obstruction lights,

(c) All aircraft at anchor shall display anchor lights, unless in an area within which lights are not required for vessels at anchor, and

(d) Within the Territory of Alaska the lights required in paragraphs (a), (b), and (c) of this section shall be displayed during those hours specified and published by the Administrator.

2. By amending § 60.921 to read as follows:

§ 60.921 *Sunset and sunrise.* Sunset and sunrise are the mean solar times of sunset and sunrise as published in the Nautical Almanac converted to local standard time for the locality concerned, except within the Territory of Alaska.

NOTE: The Nautical Almanac containing sunshine tables may be obtained from the Superintendent of Documents, Government Printing Office, Washington 25, D. C. Information is also available from the sunshine tables in the offices of the Civil Aeronautics Administration or the United States Weather Bureau.

(Secs. 205 (a), 601, 52 Stat. 984, 1007; 49 U. S. C. 425 (a), 551)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN, *Secretary.*

[F. R. Doc. 48-927; Filed, Feb. 2, 1948; 8:50 a. m.]

[Regs., Serial No. ER-119]

PART 228—FREE AND REDUCED-RATE TRANSPORTATION

POSTAL EMPLOYEES

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 26th day of January 1948.

The purpose of this amendment is to add the Third Assistant Postmaster General to the list of postal officers who are to be carried free when traveling on official business relating to the transportation of mail by aircraft.

The Board finds that the Third Assistant Postmaster General has important duties in connection with the transportation of mail by aircraft; that this amendment is minor in nature and that notice and public procedure thereon are therefore unnecessary.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends subparagraph (3) of § 228.1 (a) of the Economic Regulations (14 CFR 228.1 (a)) to read as follows, effective March 1, 1948:

§ 228.1 *Free travel for postal employees*—(a) *Postal employees to be carried free.* * * *

(3) The Third Assistant Postmaster General; the Assistant Postmaster General who at the time is charged with the duty of the general management of post offices; the Assistant Postmaster General who at the time is assigned the supervision of Air Postal Transport, his Confidential Assistant, his Under Second Assistant, and his four Deputy Second Assistants; the Solicitor of the Post Office Department and the Assistant Solicitor, and any attorney in the Office of the Solicitor who at the time is assigned by the Solicitor to handle matters relating to the transportation of mail by aircraft; the Chief Inspector and the Assistant Chief Inspector.

(Secs. 205 (a), 405 (m); 52 Stat. 984, 994; 49 U. S. C. 425, 485)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN, *Secretary.*

[F. R. Doc. 48-922; Filed, Feb. 2, 1948; 8:49 a. m.]

TITLE 24—HOUSING CREDIT

Chapter VIII—Office of Housing Expediter

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947

CONTROLLED HOUSING RENT REGULATION

Amendment 18 to the Controlled Housing Rent Regulation.[1] The Controlled Housing Rent Regulation (§ 825.1) is amended in the following respects:

1. Schedule B is amended by incorporating item 21 as follows:

21. Provisions relating to Waycross Defense-Rental Area, State of Georgia.

Decontrol based upon the recommendation of the Local Advisory Board. The application of the Controlled Housing Rent Regulation is terminated in the Waycross Defense-Rental Area.

2. Schedule A, item 79a is amended to read as follows: "(79a) [Revoked and decontrolled.]"

This amendment shall become effective February 2, 1948.

Issued this 2d day of February 1948.

TIGHE E. WOODS, *Housing Expediter.*

Statement To Accompany Amendment 18 to the Controlled Housing Rent Regulation

The Local Advisory Board for the Waycross Defense-Rental Area, Georgia, has, in accordance with section 204 (e) (1) (A) of the Housing and Rent Act of 1947, recommended the decontrol of the Waycross Defense-Rental Area.

The Housing Expediter has found that the recommendation is appropriately substantiated and in accordance with applicable law and regulations and is therefore issuing this amendment to effectuate the recommendation.

[F. R. Doc. 48-1021; Filed, Feb. 2, 1948; 9:47 a. m.]

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[1] 12 F. R. 4331, 5421, 5454, 5697, 6027, 6687, 6923, 7111, 7630, 7825, 7999, 8660; 13 F. R. 6, 62, 180, 216, 294, 322.

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947

CONTROLLED HOUSING RENT REGULATION

Amendment 19 to the Controlled Housing Rent Regulation.[1] The Controlled Housing Rent Regulation (§ 825.1) is amended in the following respect:

1. Schedule B is amended by incorporating item 22 as follows:

22. Provisions relating to Tampa Defense-Rental Area, State of Florida.

Increases in maximum rents based upon the recommendation of the Local Advisory Board. Effective February 2, 1948, the maximum rents are increased in the amount of 15 percent for all housing accommodations in Tampa Defense-Rental Area for which the maximum rents were determined under sections 4 (a) and 4 (b) of the Rent Regulation for Housing, issued pursuant to the Emergency Price Control Act of 1942, as amended, or which have been fixed by an order entered under section 5 of said regulation or under section 5 of this regulation in cases in which section 5 of the applicable regulation provides that the maximum rent should be determined on the basis of the rent generally prevailing in the defense-rental area for comparable accommodations on the maximum rent date, except in cases in which the maximum rent has been established under section 4 (b) of this regulation and in those cases in which the maximum rent has been adjusted on or after August 22, 1947 under section 5 (a) (12) of this regulation. All provisions of this regulation insofar as they are applicable to the Tampa Defense-Rental Area are hereby amended to the extent necessary to carry this provision into effect.

This amendment shall become effective February 2, 1948.

Issued this 2d day of February 1948.

TIGHE E. WOODS,
Housing Expediter.

Statement To Accompany Amendment 19 to the Controlled Housing Rent Regulation

The Local Advisory Board for the Tampa Defense-Rental Area, Florida, has, in accordance with section 204 (e) (1) (B) of the Housing and Rent Act of 1947, recommended an increase in the general rent level in the Tampa Defense-Rental Area, Florida, on freeze date rents and on those rents adjusted by orders on the basis of the rents generally prevailing in the defense-rental area for comparable accommodations on the maximum rent date.

The Housing Expediter has found that this recommendation is appropriately substantiated and is in accordance with applicable law and regulations to the extent of 15 per cent, and is, therefore, issuing this amendment to effectuate such portion of the recommendation.

[F. R. Doc. 48-1023; Filed, Feb. 12, 1948; 9:47 a. m.]

[1] 12 F. R. 4331, 5421, 5454, 5697, 6027, 6687, 6923, 7111, 7630, 7825, 7999, 8660; 13 F. R. 6, 62, 180, 216, 294, 322.

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947

RENT REGULATION FOR CONTROLLED ROOMS IN ROOMING HOUSES AND OTHER ESTABLISHMENTS

Amendment 18 to the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments.[1] The Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments (§ 825.5) is amended in the following respects:

1. Schedule B is amended by incorporating item 21 as follows:

21. Provisions relating to Waycross Defense-Rental Area, State of Georgia.

Decontrol based upon the recommendation of the Local Advisory Board. The application of the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments is terminated in the Waycross Defense-Rental Area.

2. Schedule A, item 79a is amended to read as follows: "(79a) [Revoked and decontrolled.]"

This amendment shall become effective February 2, 1948.

Issued this 2d day of February 1948.

TIGHE E. WOODS,
Housing Expediter.

Statement To Accompany Amendment 18 to the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments

The Local Advisory Board for the Waycross Defense-Rental Area, Georgia, has, in accordance with section 204 (e) (1) (A) of the Housing and Rent Act of 1947, recommended the decontrol of the Waycross Defense-Rental Area.

The Housing Expediter has found that the recommendation is appropriately substantiated and in accordance with therefore issuing this amendment to applicable law and regulations and is effectuate the recommendation.

[F. R. Doc. 48-1024; Filed, Feb. 2, 1948; 9:47 a. m.]

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947

RENT REGULATIONS FOR CONTROLLED ROOMS IN ROOMING HOUSES AND OTHER ESTABLISHMENTS

Amendment 19 to the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments.[1] The Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments (§ 825.5) is amended in the following respect:

1. Schedule B is amended by incorporating item 22 as follows:

22. Provisions relating to Tampa Defense-Rental Area, State of Florida.

Increases in maximum rents based upon the recommendation of the Local Advisory Board. Effective February 2, 1948, the maximum rents are increased in the amount of 15 per cent for all housing accommodations in Tampa Defense-Rental Area for which the maximum rents were determined under section 4 (a) of the Rent Regulation for Transient Hotels, Residential Hotels, Rooming Houses and Motor Courts, issued pursuant to the Emergency Price Control Act of 1942, as amended, or which have been fixed by an order entered under section 5 of said regulation or under section 5 of this regulation in cases in which section 5 of the applicable regulation provides that the maximum rent should be determined on the basis of the rent generally prevailing in the defense-rental area for comparable accommodations on the maximum rent date, except in cases in which the maximum rent has been established under section 4 (b) of this regulation and in those cases in which the maximum rent has been adjusted on or after August 22, 1947, under section 5 (a) (9) of this regulation. All provisions of this regulation insofar as they are applicable to the Tampa Defense-Rental Area are hereby amended to the extent necessary to carry this provision into effect.

This amendment shall become effective February 2, 1948.

Issued this 2d day of February 1948.

TIGHE E. WOODS,
Housing Expediter.

Statement To Accompany Amendment 19 to the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments

The Local Advisory Board for the Tampa Defense-Rental Area, Florida, has, in accordance with section 204 (e) (1) (B) of the Housing and Rent Act of 1947, recommended an increase in the general rent level in the Tampa Defense-Rental Area, Florida, on freeze date rents and on those rents adjusted by orders on the basis of the rents generally prevailing in the defense-rental area for comparable accommodations on the maximum rent date.

The Housing Expediter has found that this recommendation is appropriately substantiated and is in accordance with applicable law and regulations to the extent of 15 percent, and is, therefore, issuing this amendment to effectuate such portion of the recommendation.

[F. R. Doc. 48-1022; Filed, Feb. 2, 1948; 9:47 a. m.]

[1] 12 F. R. 4302, 5423, 5457, 5699, 6027, 6686, 6923, 7111, 7630, 7825, 7998, 8660; 13 F. R. 6, 62, 181, 216, 294, 321.

TITLE 25—INDIANS

Chapter I—Office of Indian Affairs, Department of the Interior

Subchapter S—Moneys, Tribal and Individual

PART 222—DEPOSIT AND EXPENDITURE OF INDIVIDUAL FUNDS OF MEMBERS OF THE OSAGE TRIBE OF INDIANS WHO DO NOT HAVE CERTIFICATES OF COMPETENCY

A new Part 222 is hereby adopted to read as follows:

Sec.
222.1 Definitions.
222.2 Payment of taxes of adult Indians.
222.3 Payment of taxes of Indians under 21 years of age.
222.4 Disbursement of allowance funds.
222.5 Procedure for hearings to assume supervision of expenditure of allowance funds.

Sec.
222.6 Allowance for minors.
222.7 Disbursement or expenditure of surplus funds of adult Indians.
222.8 Purchase of land.
222.9 Construction and repairs.
222.10 Purchase of automotive equipment.
222.11 Insurance.
222.12 Costs of recording and conveyancing.
222.13 Telephone and telegraph messages.
222.14 Miscellaneous expenditures of surplus funds.
222.15 Collections from insurance companies.
222.16 Reimbursement to surplus funds.
222.17 Inactive surplus funds accounts.
222.18 Withdrawal and payment of segregated trust funds.
222.19 Debts of Indians.
222.20 Purchase orders.
222.21 Fees and expenses of attorneys.
222.22 Disbursements to legal guardians.
222.23 Transactions between guardian and ward.
222.24 Compensation for guardians and their attorneys.
222.25 Charges for services to Indians.
222.26 Expenses incurred pending qualification of an executor or administrator.
222.27 Custody of funds pending administration of estates.
222.28 Payment of claims against estates.
222.29 Sale of improvements.
222.30 Sale of personal property.
222.31 Removal of restrictions from personal property.
222.32 Funds of Indians of other tribes.
222.33 Signature of illiterates.
222.34 Financial status of Indians confidential.
222.35 Appeals.

AUTHORITY: §§ 222.1 to 222.35, inclusive, issued under R. S. 161, 34 Stat. 539, 37 Stat. 86, 43 Stat. 1008, 45 Stat. 1478, 47 Stat. 1417, 52 Stat. 1034, 60 Stat. 939; 5 U. S. C. 22.

§ 222.1 *Definitions.* When used in the regulations in this part the following words or terms shall have the meaning shown below:

(a) "Secretary" means the Secretary of the Interior .

(b) "Commissioner" means the Commissioner of Indian Affairs.

(c) "Superintendent" means the Superintendent of the Osage Agency.

(d) "Quarterly Payment" means the payment of not to exceed $1,000 which is made each fiscal quarter to or on behalf of an adult Indian, from the following sources:

(1) The pro rata distribution of tribal mineral income and other tribal revenues.

(2) The interest on segregated trust funds.

(3) Surplus funds in addition to the income from the foregoing sources in the amount necessary to aggregate $1,000 when the income from those sources is less than $1,000 and the Indian has a balance of accumulated surplus funds in excess of $10,000.

(e) "Surplus funds" means all those moneys and securities readily convertible into cash, except allowance funds and segregated trust funds, which are held to the credit of an Indian at the Osage Agency and which may be disbursed, expended or invested only upon authorization by the Secretary. The term includes:

(1) That portion of the quarterly distribution of tribal income and interest on segregated trust funds, in excess of $1,000, belonging to an adult Indian.

(2) The proceeds, including appreciation, of the sale or conversion of restricted real or personal property (other than partition sales).

(3) Payments made by insurance companies or others for loss or damage to restricted real or personal property.

(4) All moneys and securities, other than segregated trust funds, to the credit of an Indian who is less than 21 years of age (except the income from restricted lands payable as provided by § 222.3.)

(5) Funds and securities placed to the credit of an Indian upon the distribution of an Osage estate.

(f) "Allowance funds" means that income payable to or on behalf of a living adult Indian, the expenditure and disbursement of which is not subject to supervision unless authorized pursuant to the procedure contained in § 222.5. The term includes:

(1) The quarterly payment in an amount not to exceed $1,000.

(2) The rentals and income from restricted lands owned by the Indian.

(3) The rentals and income from restricted lands owned by the minor children of the Indian, as provided in § 222.3.

(4) Income from investments.

(5) Interest on deposits to the credit of the Indian.

(g) "Segregated trust funds" means those moneys held in the United States Treasury at interest to the credit of an Indian which represent pro rata shares of the segregation of tribal trust funds and the proceeds of the partition of restricted lands.

§ 222.2 *Payment of taxes of adult Indians.* The Superintendent may cause to be paid out of any money heretofore accrued or hereafter accruing to the credit of any adult Indian all taxes of every kind and character for which such Indian is or may be liable before paying to or for such person any funds as required by law. All checks in payment of taxes shall be made payable to the proper collector. For the purpose of establishing a fund with which to meet the payment of such taxes when due, the Superintendent may cause the funds of adult Indians to be hypothecated in the following manner:

(a) For the payment of ad valorem taxes, one-fourth of the estimated amount of ad valorem taxes from each quarterly payment unless this procedure would cause the obligation of more than 25 per cent of such quarterly payments, in which event the necessary additional funds shall be retained from other allowance funds payable to such person under the law. If there be no other allowance funds available, or if the funds from these sources are insufficient, one-fourth of the estimated amount of such ad valorem taxes may be obligated from each quarterly payment. If an Indian who is liable for ad valorem taxes has no allowance funds, or such funds are insufficient for the payment thereof, surplus funds may be used for such payment.

(b) For the payment of income taxes, one-half of the estimated amount of income taxes from each semi-annual payment of interest on deposits, but if such interest payments are insufficient to meet this obligation, additional funds shall be retained from interest on investments, rentals, or other allowance funds.

Whenever funds are withheld for the purpose of establishing a fund to meet the payment of taxes, the Indian shall be notified of the action taken.

§ 222.3 *Payment of taxes of Indians under 21 years of age.* All taxes assessed against the restricted lands of Indians less than 21 years of age shall be paid by the Superintendent direct to the Collector from the rents and income derived from such lands, and the balance, if any, of such rents and income shall be paid to the living parents or parent. If the parents are separated, the balance shall be paid to the parent having custody of the Indian under 21 years of age. All other taxes for which an Indian under 21 years of age may be liable shall be paid from his surplus funds.

§ 222.4 *Disbursement of allowance funds.* Except as provided in § 222.5, all allowance funds shall be disbursed to the Indian owner unless the Indian owner directs otherwise in writing. At the request of the Indian owner, such funds may be retained by the Superintendent as voluntary deposits subject to withdrawal or other disposition upon demand or direction of the Indian owner. The Superintendent may recognize a power of attorney executed by the Indian and may disburse the allowance funds of the Indian in conformity therewith so long as the power of attorney remains in force and effect.

§ 222.5 *Procedure for hearings to assume supervision of expenditure of allowance funds.* Whenever the Superintendent has reason to believe that an adult Indian is wasting or squandering his allowance funds the Superintendent may cause an investigation and written report of the facts to be made. If the report indicates that the Indian is wasting or squandering his allowance funds the following notice shall be served upon the Indian, in person or by registered mail, and a copy thereof shall likewise be served upon his guardian if the Indian is under guardianship:

Section 1 of the Act of February 27, 1925 (43 Stat. 1008) provides in part as follows:

"All payments to adults not having certificates of competency, including amounts paid for each minor, shall, in case the Secretary of the Interior finds that such adults are wasting or squandering said income, be subject to the supervision of of the Superintendent of the Osage Agency: . . ."

Enclosed is a copy of a report which has been made to me concerning your handling and management of the income paid to you through the Osage Agency. This report indicates that you have been wasting and squandering your payments.

You are hereby notified that a hearing will be held in the Osage Indian Agency, Pawhuska, Oklahoma, at ____ m., on the _____ day of _____, 19____, before the Superintendent, for the purpose of taking testimony and evidence to be submitted to the Commissioner of Indian Affairs for his consideration in determining whether your payments shall be subject to the supervision of the Superintendent.

You are requested to be present at the hearing at the time and place designated above. You may introduce at the hearing such testimony and evidence as you deem appropriate to show that you are not wasting or squandering your payments and that your payments should continue to be made to you without supervision for your unrestricted use.

You are entitled to employ an attorney to assist you in this matter. Upon your request the employees of the Osage Agency will furnish you with any information you desire concerning your accounts at the Osage Agency or any of your transactions handled through the Osage Agency.

Date _____

_____

Superintendent.

A hearing shall be held pursuant to the notice, the date of which shall be not less than thirty days after the date of the notice. For good cause shown to exist the Superintendent may continue the hearing to a later date.

A record of the proceedings, consisting of the Superintendent's preliminary report, the notice and proof of service, all testimony and evidence introduced at the hearing, and all briefs and letters filed by the Indian or his attorney shall be submitted to the Commissioner, together with a recommendation from the Superintendent.

Upon a finding by the Commissioner that the Indian is wasting or squandering his income, his allowance funds shall thereafter be subject to the supervision of the Superintendent. Notice of the decision of the Commissioner shall be furnished all interested parties.

§ 222.6 *Allowance for minors.* The Superintendent may disburse from the surplus funds of an Indian under 21 years of age not to exceed $300 quarterly for the support and maintenance of the minor. Disbursement may be made to the parent, guardian, or other person, school or institution having actual custody of the minor, or, when the minor is 18 years of age or over, disbursement may be made direct to the minor.

§ 222.7 *Disbursement or expenditure of surplus funds of adult Indians.* Except as provided in the regulations in this part, no disbursement or expenditure of surplus funds of adult Indians shall be made without the consent of the Indian owner and until authorization has been obtained from the Commissioner. Application by an adult Indian or his legal guardian for the expenditure of surplus funds shall be presented to the Commissioner, fully justified with the appropriate attachments such as court orders, decrees or other papers. Such application shall contain full information regarding the individual including his cash balance, the sum invested, the number of shares in the Osage mineral estate, total income from all sources including that paid on behalf of minors, the family status and the occupation or industry of the applicant. When request is made for payment to the individual without supervision, the record of said individual and his ability to handle such funds shall be shown.

§ 222.8 *Purchase of land.* Upon written application of an adult Indian, the Superintendent may disburse not to exceed $10,000 from the surplus funds of such Indian for the purchase of land, the title to which has been examined and accepted by the special attorney for the Osage Indians or other legal officer designated by the Commissioner. In all cases title must be taken by deed containing a clause restricting alienation or encumbrance without the consent of the Secretary of the Interior or his authorized representative.

§ 222.9 *Construction and repairs.* Upon written application by an adult Indian, the Superintendent may disburse not to exceed $1,000 during any one fiscal year from the surplus funds of such Indian to make repairs and improvements to restricted real property and in addition not to exceed $300 for new construction. When such expenditures are being made on property producing an income, reimbursement shall be required from such income unless otherwise directed by the Commissioner. When an Indian refuses to make application for funds to defray the cost of repairs necessary to preserve restricted property, the Superintendent may, when authorized by the Commissioner, expend the surplus funds of the Indian for such repairs.

§ 222.10 *Purchase of automotive equipment.* The Superintendent may disburse from the surplus funds of an adult Indian not to exceed $2,000 for the purchase of automotive equipment when the Indian agrees in writing to carry property and liability insurance on the automotive equipment and to reimburse his surplus funds account from allowance funds within 24 months. No disbursement of surplus funds for the purchase of automotive equipment shall be made if the fulfillment of the reimbursable agreement will endanger the payment of taxes, insurance or other obligations, or result in the inability of the Indian to meet his current living expenses from allowance funds.

§ 222.11 *Insurance.* The Superintendent may obtain policies of insurance covering the restricted property, real or personal, of minor Indians and pay the premiums thereon from the funds of the minors. Upon application by an adult Indian the Superintendent may procure insurance on any restricted property, real or personal, owned by the applicant and pay the necessary premiums from his surplus or allowance funds. When authorized by the Commissioner, the Superintendent may also procure insurance on restricted property, real or personal, of any adult Indian who neglects or refuses to take out such insurance.

§ 222.12 *Costs of recording and conveyancing.* The Superintendent may expend the surplus funds of an Indian to make direct payment of recording fees and costs of conveyancing, including abstracting costs, which are properly payable by the Indian.

§ 222.13 *Telephone and telegraph messages.* The Superintendent may expend the surplus funds of an Indian to make direct payment for telephone and telegraph messages sent by the Agency or received at the Agency at the instance of the Indian or his guardian or attorney.

§ 222.14 *Miscellaneous expenditure of surplus funds.* Upon application by an adult Indian the Superintendent may disburse the surplus funds of such Indian for the following purposes:

(a) Medical, dental, and hospital expenses for the applicant or a member of his family, not to exceed one thousand dollars ($1,000) during any one fiscal year.

(b) Funeral expenses, including the funeral feast, of a deceased member of his family, in an amount not to exceed one thousand dollars ($1,000).

(c) A tombstone or monument to mark the grave of a deceased member of his family in an amount not to exceed five hundred dollars ($500).

(d) Court costs in any judicial proceeding to which the applicant is a party.

(e) Bond premiums, except bail and supersedeas bonds.

(f) For miscellaneous purposes, not to exceed five hundred dollars ($500) during any one fiscal year.

§ 222.15 *Collections from insurance companies.* Moneys collected from insurance companies for loss or damage to restricted real or personal property shall be deposited to the credit of the Indian owner as surplus funds. Moneys so deposited to the credit of an adult Indian may upon the written application of the Indian, be disbursed by the Superintendent for the purpose of repairing or replacing the property. Moneys collected from insurance companies for loss or damage to unrestricted real or personal property shall be paid to the Indian for his unrestricted use.

§ 222.16 *Reimbursement to surplus fund.* When expenditures have been made from surplus funds upon the condition, and with the written agreement of the Indian, that reimbursement or repayment shall be made from future allowance funds, the Superintendent is authorized to withhold from succeeding quarterly payments or other allowance funds such amounts as may be necessary to effect reimbursement within a period not exceeding 24 months from date of the first expenditure under the given authority.

§ 222.17 *Inactive surplus funds accounts.* When the balance of surplus funds to the credit of an adult Indian is less than $300 and when there is no likelihood of its increase within 90 days, the Superintendent may disburse the entire balance to the Indian owner for his unrestricted use.

§ 222.18 *Withdrawal and payment of segregated trust funds.* The withdrawal and payment of segregated trust funds will be made only upon application and satisfactory evidence that the withdrawal and payment of such funds would be to the best interest of the Indian in view of all the circumstances shown to exist. The segregated trust funds of an Indian under guardianship or an Indian under 21 years of age shall not be released and paid except to a guardian appointed by a proper court and after the filing of a bond approved by the court conditioned upon the faithful handling of the funds. Applications for the withdrawal and payment of segregated trust funds must be

made upon the forms prescribed by the Secretary for that purpose.

§ 222.19 *Debts of Indians.* No indebtedness of Indians will be paid from their funds under the control or supervision of the Secretary unless authorized in writing and obligated against their accounts by the Superintendent or some other designated employee except in cases of emergency involving the protection or preservation of life or property, which emergency must be clearly shown. With this exception, no authorization or obligation against the account of any Indian for indebtedness incurred by him shall be made by the Superintendent unless specifically authorized by the regulations in this part.

§ 222.20 *Purchase orders.* Purchase orders may be issued by the Superintendent for expenditures authorized by the regulations in this part or for expenditures specifically authorized by the Commissioner. When necessary to prevent hardship or suffering, purchase orders may be issued by the Superintendent against the future income of an Indian in an amount not to exceed 80 percent of the anticipated quarterly payment. The payment of purchase orders issued against future income shall be contingent upon the availability of funds.

§ 222.21 *Fees and expenses of attorneys.* When payment of an attorney fee for services to an Indian is to be made from his surplus funds, the employment of the attorney by the Indian must be approved in advance. All fees will be determined on a quantum meruit basis and paid upon completion of the services. The Superintendent may approve the employment of an attorney, determine the fee, and disburse the surplus funds of the Indian in payment thereof when the fee does not exceed $500. Upon application by the Indian and upon the presentation of properly authenticated vouchers, the Superintednent may disburse the surplus funds of the Indian in an amount not to exceed $200 in payment of necessary expenses incurred by the attorney.

§ 222.22 *Disbursements to legal guardians.* Any disbursement authorized to be made to an Indian by the regulations of this part may, when the Indian is under guardianship, be made by the Superintendent to the guardian. All expenditures by a guardian of the funds of his ward must be approved in writing by the court and the Superintendent.

§ 222.23 *Transactions between guardian and ward.* Business dealings between the guardian and his ward involving the sale or purchase of any property, real or personal, by the guardian to or from the ward, or to or from any store, company or organization in which the guardian has a direct interest or concern or contrary to the policy of the Department and shall not be approved by the Superintendent without specific authority from the Commissioner.

§ 222.24 *Compensation for guardians and their attorneys.* The Superintendent may approve compensation for services rendered by the guardian of an Indian on an annual basis, the amount of the compensation to be determined by application of the following schedule to the moneys collected by the guardian:

First $1,000 or portion thereof, not to exceed 10 percent.
Second $1,000 or portion thereof, not to exceed 9 percent.
Third $1,000 or portion thereof, not to exceed 8 percent.
Fourth $1,000 or portion thereof, not to exceed 7 percent.
Fifth $1,000 or portion thereof, not to exceed 6 percent.
Sixth $1,000 or portion thereof, not to exceed 5 percent.
Seventh $1,000 or portion thereof, not to exceed 4 percent.
Eighth $1,000 or portion thereof, not to exceed 3 percent.
Ninth $1,000 or portion thereof, not to exceed 2 percent.
All above $9,000 not to exceed 1 percent.

Balances carried forward from previous reports and moneys received by a guardian or his attorney as compensation shall be excluded in determining the compensation of the guardian or his attorney.

The attorney for a guardian shall be allowed compensation in an amount equal to one-half of the amount allowed the guardian under the foregoing schedule except when such attorney is himself the guardian and acting as his own attorney, in which event he shall be allowed a fee of not to exceed one-fourth of the amount allowed the guardian under the foregoing schedule in addition to the fee as guardian.

The Superintendent may in his discretion permit the guardian to collect rentals from restricted city or town properties belonging to his ward.

§ 222.25 *Charges for services to Indians.* The Superintendent shall make the following charges for services to Indians: Five per cent of all interest and non-liquidating dividends received from all types of securities, including stocks, bonds, and mortgages held in trust for individual Indians and interest on group investments. Such fees shall be deposited in the Treasury of the United States to the credit of the fund "Proceeds of Oil and Gas Leases, Royalties, etc., Osage Reservation, Oklahoma".

§ 222.26 *Expenses incurred pending qualification of an executor or administrator.* Pending the qualification of the executor or administrator of the estate of a deceased Indian of one-half or more Indian blood who did not have a certificate of competency at the time of his death, the Superintendent may authorize the extension of credit for the following purposes, subject to allowance of claims by the executor or administrator and approval thereof by the court:

(a) Funeral expenses, including the cost of a funeral feast, in an amount not to exceed $1,000.

(b) Necessary expenses in hearings before the Osage Agency involving the approval or disapproval of last wills and testaments.

(c) Expenses necessary to preserve restricted property.

§ 222.27 *Custody of funds pending administration of estates*—(a) *Estates of Indians of less than one-half Indian blood and estates of Indians who had certificates of competency.* Upon the death of an Indian of less than one-half Indian blood or an Indian who had a certificate of competency, the Superintendent shall pay to the executor or administrator of the estate all moneys and securities, other than segregated trust funds, to the credit of the Indian and all funds which accrue pending administration of the estate.

(b) *Estates of Indians of one-half or more Indian blood who did not have certificates of competency.* Upon the death of an Indian of one-half or more Indian blood who did not have a certificate of competency at the time of his death, the following classes of funds, less any amount hypothecated for the payment of taxes as provided in § 222.2, shall be paid by the Superintendent to the executor or administrator of the estate:

(1) Allowance funds to the credit of the Indian.

(2) Any quarterly payment authorized prior to the death of the Indian.

(3) Interest on segregated trust funds and deposits computed to the date of death.

(4) Rentals and income from restricted lands collected after the death of the Indian which were due and payable to the Indian prior to his death.

Except as provided in § 222.28, the Superintendent shall not pay to the executor or administrator any surplus funds to the credit of the Indian or any funds, other than those listed in subparagraphs (1) (2) (3) and (4) of this paragraph above, which accrue pending administration of the estate.

§ 222.28 *Payment of claims against estates.* The Superintendent may disburse to the executor or administrator of the estate of a deceased Indian of one-half or more Indian blood who did not have a certificate of competency at the time of his death sufficient funds out of the estate to pay the following classes of claims approved by the court:

(a) Debts authorized by the Superintendent during the lifetime of the Indian.

(b) Expenses incurred pending the qualifications of an executor or administrator under authority contained in § 222.26.

(c) Expenses of administration, including court costs, premium on bond of executor or administrator, transcript fees and appraiser fees.

(d) Living expenses incurred within 90 days immediately preceding the date of death of the Indian.

(e) Allowance of not to exceed $100 per month for 12 months to a widow who is entitled to participate in the distribution of the estate and who does not have sufficient funds of her own.

(f) Allowance of not to exceed $35 per month for 12 months for each child of the decedent under 21 years of age who is entitled to participate in the distribution of the estate and who is in need of such support.

(g) Insurance premiums and license fees on restricted property.

(h) Not to exceed $1,000 for the preservation and upkeep of restricted property, including the services of a caretaker when necessary.

The Superintendent shall disburse no funds to an executor or administrator for the payment of the foregoing classes of claims unless the executor or administrator has no other funds in his hands available for the payment of such claims.

§ 222.29 *Sale of improvements.* The Superintendent may approve the sale of improvements on restricted Indian lands when such improvements are appraised at not more than $500 and when the owner has submitted a written request that the sale be made and a statement that the improvements can no longer be used by him. The proceeds of all such sales shall be deposited to the credit of the Indian as surplus funds. Improvements consisting of buildings, etc., located on property within the Osage villages of Pawhuska, Hominy, and Grayhorse may, upon approval of the Superintendent, be disposed of to other Osage Indians. The Superintendent may disburse the surplus funds of the purchaser to consummate the transaction. Sale of such improvements to non-Indian or non-Osage Indians must be approved by the Commissioner.

§ 222.30 *Sale of personal property.* The Superintendent may approve the sale of restricted personal property other than livestock. The Superintendent may also approve the sale of livestock when authorized so to do by special or general instructions from the Commissioner. The proceeds from the sale of personal property other than livestock shall be deposited to the credit of the Indian as surplus funds unless the surplus funds from which said property was purchased have been reimbursed from allowance funds, in which case the proceeds from such sale shall be disbursed as allowance funds. If partial reimbursement only has been made, such portion of the proceeds of sale as may be necessary to complete the reimbursable agreement shall be deposited to the credit of the Indian as surplus funds and the balance, if any, shall be disbursed as allowance funds. The proceeds from the sale of livestock shall be deposited in conformity with general or specific instructions from the Commissioner.

§ 222.31 *Removal of restrictions from personal property.* The Superintendent may relinquish title to personal property (other than livestock) held by the United States in trust for the Indian when to do so will enable the Indian to use the property as part payment in the purchase of other personal property and when the remainder of the purchase price is to be made from other than surplus funds of the Indian.

§ 222.32 *Funds of Indians of other tribes.* The funds of restricted non-Osage Indians, both adults and minors, residing within the jurisdiction of the Osage Agency, derived from sources within the Osage Nation and collected through the Osage Agency, may be disbursed by the Superintendent, subject to the condition that all payments to third persons, including taxes and insurance premiums, shall be made upon the written authorization of the individual whose funds are involved, if an adult, and upon the written authorization of the parent or guardian, if a minor. The funds of restricted non-Osage Indians who do not reside within the jurisdiction of the Osage Agency shall be transferred to the Superintendent of the jurisdiction within which the Indian resides, to be disbursed under regulations of the receiving Agency.

§ 222.33 *Signature of illiterates.* An Indian who cannot write shall be required to endorse checks payable to his order and sign receipts or other documents by making an imprint of the ball of the right thumb (or the left, if he has lost his right) after his name. This imprint shall be clear and distinct, showing the central whorl and striations and witnessed by two reputable persons whose addresses shall be given opposite or following their names. An Indian may sign by marking "X" before two witnesses where he is unable to attach his thumb mark for physical reasons.

§ 222.34 *Financial status of Indians confidential.* The financial status of Indians shall be regarded as confidential and shall not be disclosed except to the owner of the account or his authorized agent, unless authorized in advance by the Commissioner.

§ 222.35 *Appeals.* In all cases involving administrative decisions parties in interest may appeal from the decision or action of the Superintendent to the Commissioner and from the decision or action of the Commissioner to the Secretary.

WILLIAM E. WARNE,
Assistant Secretary of the Interior.

JANUARY 26, 1948.

[F. R. Doc. 48-916; Filed, Feb. 2, 1948; 8:47 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 384]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is amended as follows:

The list of commodities set forth in paragraph (b) is amended by adding thereto the following commodity:

Dept. of Comm. Sched. B No.	Commodity	Unit	GLV dollar value limits country group	
			K	E
241910	Sugar beet seed.....	Lb.	25	25

Shipments of the above commodity removed from general license which were on dock, on lighter, laden aboard the exporting carrier, or in transit to ports of exit pursuant to actual orders for export prior to the effective date of this amendment may be exported under the previous general license provisions.

This amendment shall become effective February 2, 1948.

(Sec. 6, 54 Stat. 714, 55 Stat. 206, 56 Stat. 463, 58 Stat. 671, 59 Stat. 270, 60 Stat. 215, 61 Stat. 214, 61 Stat. 321; Pub. Law 395, 80th Cong.; 50 U. S. C. App. and Sup. 701, 702; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245; E. O. 9919, Jan. 3, 1948, 13 F. R. 59)

Dated: January 30, 1948.

FRANCIS MCINTYRE,
Assistant Director,
Office of International Trade.

[F. R. Doc. 48-1035; Filed, Feb. 2, 1948; 10:25 a. m.]

TITLE 36—PARKS AND FORESTS

Chapter II—Forest Service, Department of Agriculture

PART 221—TIMBER

DETERMINATION AND DECLARATION OF VALLECITOS FEDERAL SUSTAINED YIELD UNIT

Whereas, advance notice of the public hearing on the proposed establishment of the Vallecitos Federal Sustained Yield Unit was given and published in accordance with the provisions of the act of March 29, 1944 (58 Stat. 132; 16 U. S. C. Sup. 583–583i); and,

Whereas such public hearing was held at Vallecitos, New Mexico, on December 9, 1947; and,

Whereas the record of such hearing has been carefully considered by me,

Now, therefore, by virtue of the authority vested in me and in accordance with the regulations of the Secretary of Agriculture issued pursuant to the provisions of the act of March 29, 1944 (36 CFR 221.30, 221.31), I, Lyle F. Watts, Chief of the Forest Service, do hereby find that the stability of the community of Vallecitos and nearby areas, including Petaca and Canon Plaza, Rio Arriba County, New Mexico, is primarily dependent upon the sale of timber and other forest products from the Federally owned land hereafter described and that such stability cannot effectively be secured by following the usual procedure in selling such timber and other forest products.

§ 221.33 *Vallecitos Federal Sustained Yield Unit.* It is therefore declared that the Vallecitos Federal Sustained Yield Unit, consisting of national forest land in the Carson National Forest, from which the Forest Service will, from time to time, offer timber for sale in accordance with sustained yield plans, with the requirement that such timber be manufactured at or near Vallecitos, Rio Arriba County, New Mexico, is hereby established with exterior boundaries described as follows:

Beginning at the SE corner of the Tierra Amarilla Grant in section 31, T. 28 N., R. 7 E.; thence west along the south boundary of the Tierra Amarilla Grant to the closing corner of sections 34 and 35 on the Grant boundary; thence southerly along the top of the divide between El Rito Creek and the Rio Vallecitos to the head of Potrero Creek; thence southerly along the top of the divide between Potrero Creek and El Rito Creek to the SW corner sec. 30, T. 26 N., R. 7 E.; thence east to the north ¼ corner

sec. 32, thence southeasterly to SE corner sec. 32, T. 26 N., R. 7 E.; thence east along the south township line of T. 26 N. to the SE corner sec. 33, T. 26 N., R. 8 E.; thence north to SE corner sec. 28, thence northwesterly to SE corner sec. 7, thence north to east ¼ corner sec. 6, all in T. 26 N., R. 8 E.; thence northwesterly to SE corner sec. 26, T. 27 N., R. 7 E.; thence northwesterly to west ¼ corner sec. 10, thence north to NW corner sec. 10, thence southeasterly to east ¼ corner sec. 10, thence south to SW corner sec. 11, all in T. 27 N., R. 7 E.; thence southeasterly to NW corner sec. 10, T. 26 N., R. 8 E.; thence south to SW corner sec. 22, thence east to SE corner sec. 23, thence north to NE corner sec. 11, thence northwesterly to NW corner sec. 2, all in T. 26 N., R. 8 E.; thence northeasterly to NE corner sec. 25, thence northwesterly to NW corner sec. 14, thence northeasterly to center of sec. 11, thence north to north ¼ corner sec. 11, thence west to SE corner sec. 5, thence north ¼ mile along the east line of sec. 5, thence due west to range line between Ranges 7 and 8 E., all in T. 27 N., R. 8 E.; thence north to NE corner sec. 1, T. 27 N., R. 7 E.; thence west to SE corner sec. 35, T. 28 N., R. 7 E., thence north ¾ mile along the east line of sec. 35, thence west ¼ mile in sec. 35, thence north ¼ mile to the north line of sec. 35, thence west ¼ mile to the north ¼ corner sec. 35, thence north ¼ mile in sec. 26, thence due west to the east boundary of the Tierra Amarilla Grant in sec. 30, all in T. 28 N., R. 7 E.; thence southeasterly along the boundary of the Tierra Amarilla Grant to the point of beginning at the SE corner of the Tierra Amarilla Grant in sec. 31, T. 28 N., R. 7 E.

The boundaries of the said Vallecitos Federal Sustained Yield Unit are shown on maps on file in the offices of the Forest Supervisor at Taos, New Mexico, of the Regional Forester at Albuquerque, New Mexico, and of the Chief, Forest Service, Washington, D. C.

(58 Stat. 132; 16 U. S. C. Sup. 583–583i)

In witness whereof, I have executed this determination and declaration on behalf of the United States of America on this 21st day of January 1948.

UNITED STATES OF AMERICA,
[SEAL] LYLE F. WATTS,
Chief, Forest Service,
U. S. Department of Agriculture.

[F. R. Doc. 48-919; Filed, Feb. 2, 1948; 8:49 a. m.]

TITLE 42—PUBLIC HEALTH

Chapter I—Public Health Service, Federal Security Agency

PART 21—COMMISSIONED OFFICERS

SUBPART Q—FOREIGN SERVICE ALLOWANCES

Effective February 1, 1948, Appendix A (13 F. R. 137) is revised to read as follows:

FOREIGN SERVICE ALLOWANCE RATES

OFFICERS

Class I

Station			Travel
Subsistence	Quarters	Total	
None	None	None	$7.00

NOTE: The above allowances are applicable to all countries and places outside the continental United States not otherwise listed herein.

FOREIGN SERVICE ALLOWANCE RATES—Con.

OFFICERS—continued

Class II

Station			Travel
Subsistence	Quarters	Total	
$2.55	$2.50	$5.05	$8.00

Czechoslovakia. Colombia (except Bogota).

Class III

$2.55	$3.75	$6.30	$9.00

Hungary.

Class IV

$3.00	$0.75	$3.75	$7.00

Cuba (except Havana).
Belgium.
Costa Rica.
Great Britain and Northern Ireland (except London).
Guatemala.
Nicaragua.
Chile (except Punta Arenas).
Paraguay.
Brazil (except Rio de Janeiro, Sao Paulo and Recife).
Ecuador.
Honduras.
El Salvador.
Dominican Republic.
Surinam.
Bolivia.
Morocco.

Class V

$3.00	$1.00	$4.00	$7.00

Afghanistan.
Algeria.
Alaska.
Argentina.
Bermuda.
China.
Denmark.
Ethiopia.
Finland.
France (except Paris and Orly Field).
Irish Free State.
Italy.
Liberia (except Monrovia).
Netherlands.
Norway.
Recife, Brazil.
Spain.
Sweden.
Tunisia.
Trieste (free city of).
Union of South Africa.
Uruguay.

Class VI

$3.75	$0.75	$4.50	$7.25

Burma (except Rangoon).

Class VII

$3.75	$1.00	$4.75	$8.00

Iceland. Portugal.

Class VIII

$3.75	$1.50	$5.25	$8.00

Sao Paulo, Brazil.
Ceylon.
Egypt (except Cairo).
Paris and Orly Field, France.
India.
French Indo-China.
Turkey.
Philippine Islands.
London.
Mexico City.

Class IX

$3.75	$2.00	$5.75	$9.00

Switzerland. Bogota, Colombia.

Class X

$3.75	$3.00	$6.75	$10.00

Cairo, Egypt.

Class XI

$3.75	$4.00	$7.75	$11.00

Bulgaria. Netherlands East Indies.

FOREIGN SERVICE ALLOWANCE RATES—Con.

OFFICERS—continued

Class XII

Station			Travel
Subsistence	Quarters	Total	
$4.50	$1.50	$6.00	$9.00

Havana, Cuba. Moravia, Liberia.
Syria.

Class XIII

$5.25	$1.75	$7.00	$10.00

Iraq. Palestine.
Trans-Jordan.

Class XIV

$6.00	$1.50	$7.50	$10.00

Republic of Lebanon. Singapore.
Rangoon, Burma.

Class XV

$6.00	$2.75	$8.75	$12.00

Union of Soviet Socialist Republics.

Class XVI

$6.00	$3.00	$9.00	$12.00

Yugoslavia. Rumania.

Special Classification

$8.25	$3.75	$12.00	$12.00

Greece (personnel not in receipt of diplomatic exchange rate).

NOTE: Greece (personnel in receipt of diplomatic exchange rate, allowance prescribed in Class I applicable).

$5.25	$3.75	$9.00	$9.00

Punta Arenas, Chile.

$10.50	$4.50	$15.00	$15.00

Poland (personnel not in receipt of diplomatic exchange rate).

NOTE: Poland (personnel in receipt of diplomatic exchange rate, allowances prescribed in Class I applicable).

$3.75	$3.25	$7.00	$7.00

Bahrein Island, Persian Gulf.

$3.75	$4.75	$8.50	$9.50

Rio de Janeiro.

$6.75	$5.25	$12.00	$12.00

Venezuela.

Dated: January 26, 1948.

[SEAL] THOMAS PARRAN,
Surgeon General.

Approved: January 28, 1948.

OSCAR R. EWING,
Federal Security Administrator.

[F. R. Doc. 48-911; Filed, Feb. 2, 1948; 8:46 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 804]

PART 95—CAR SERVICE

DEMURRAGE ON COAL AT HUNTINGTON, W. VA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 27th day of January A. D. 1948.

It appearing, that the Ohio River is frozen to extent that barge transportation of coal is prevented from Huntington, W. Va., thereby causing an accumulation of cars loaded with coal at that point; that the delay to such cars is aggravating the shortage of coal cars; in the opinion of the Commission an emergency exists requiring immediate action at Huntington, W. Va., it is ordered, that:

§ 95.804 *Demurrage on coal modified at Huntington, W. Va.* (a) Demurrage on coal at Huntington, W. Va., reconsigned for all-rail movement shall be computed in accordance with the provisions of the Chesapeake and Ohio Railway Company's Tariff I. C. C. No. 12538, except the date and time of release of such cars from the provisions of said rules shall be the date and time reconsigning orders are received by the railroad's agent at Huntington, W. Va.

(b) Application: The provisions of this section shall apply to interstate traffic. The provisions of paragraph (a) of this section shall apply only to coal on hand on the Chesapeake and Ohio Railway Company at Huntington, W. Va., on the effective date of this section.

(c) Regulations suspended; announcement required: The operation of all rules and regulations insofar as they conflict with the provisions of this section is hereby suspended and each railroad subject to this section, or its agent, shall publish, file and post a supplement to each of its tariffs affected hereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§141.9 (k) of this chapter) announcing such suspension.

(d) Effective date: This section shall become effective at 7:00 a. m., January 28, 1948.

(e) Expiration date: This section shall expire at 7:00 a. m., February 1, 1948, unless otherwise modified, changed, suspended, or annulled by order of this Commission.

It is further ordered, that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register. (Sec. 1, 24 Stat. 379, as amended; 49 U. S. C. 1 (10)–17))

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 48-932; Filed, Feb. 2, 1948; 8:51 a. m.]

NOTICES

DEPARTMENT OF THE NAVY

[No. 9 (a)]

LIGHT CRUISERS CL, 119 CLASS

NAVIGATION LIGHTS

Whereas the act of December 3, 1945 (Public Law 239, 79th Congress) provides that any requirement as to the number, position, range of visibility or arc of visibility of navigation lights, required to be displayed by naval vessels under acts of Congress, as enumerated in said act of December 3, 1945, shall not apply to any vessel of the Navy where the Secretary of the Navy shall find or certify that, by reason of special construction, it is not possible with respect to such vessel or class of vessels to comply with statutory requirements as to the number, position, range of visibility or arc of visibility of navigation lights; and

Whereas a study of the arrangement and position of the navigation lights of that type of naval vessels known as Light Cruisers, Cl, 119 Class, has been made in the Navy Department and, as a result of such study, it has been determined that because of their special construction it is not possible for Light Cruisers, Cl, 119 Class, to comply with the requirements of the statutes enumerated in said Act of December 3, 1945;

Now, therefore, I, John L. Sullivan, Secretary of the Navy, as a result of the aforesaid study do hereby find and certify that the type of naval vessels known as Light Cruisers C1, 119 Class, are naval vessels of special construction and that on such vessels, with respect to the position of the additional white light (commonly termed the range light), it is not possible to comply with the requirements of the statutes enumerated in the act of December 3, 1945. Further, I do find and certify that it is feasible to locate the said additional white light (commonly termed the range light), if such light is installed, forward of the masthead light in such position that the said additional white light and masthead light shall be in line with the keel and the after light shall be at least fifteen feet higher than the forward light and the vertical distance between the two lights shall be less than the horizontal distance. I further direct that the aforesaid additional white light, if such light is installed, shall be located in the manner above described and I further certify that such location constitutes compliance as closely with the applicable statutes as I hereby find to be feasible.

Dated at Washington, D. C., this 22d day of January A. D. 1948.

JOHN L. SULLIVAN, *Secretary of the Navy.*

[F. R. Doc. 48-917; Filed, Feb. 2, 1948; 8:47 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 6987]

PORT HURON BROADCASTING CO. (WHLS)

ORDER CONTINUING HEARING

In re application of Port Huron Broadcasting Company (WHLS), Port Huron, Michigan, for renewal of license. Docket No. 6987, File No. BR–976.

Whereas, the above-entitled application of Port Huron Broadcasting Company (WHLS), Port Huron, Michigan, is scheduled to be heard on January 26, 1948, at Washington, D. C.; and

Whereas, the public interest, convenience and necessity would be served by a continuance of the said hearing; and the counsel for the applicant has consented to such continuance;

It is ordered, This 21st day of January 1948, on the Commission's own motion, that the said hearing upon the above-entitled application be, and it is hereby, continued to 10:00 a. m., Monday, March 29, 1948, at Washington, D. C.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 48-935; Filed, Feb. 2, 1948; 8:51 a. m.]

[Docket Nos. 7185, 8452]

LAKE BROADCASTING CO., INC., AND RADIO CALUMET, INC.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Lake Broadcasting Company, Inc., Gary, Indiana, Docket No. 7185, File No. BP–4341; Radio Calumet, Inc., Gary, Indiana, Docket No. 8452, File No. BP–6131; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 21st day of January 1948;

The Commission having under consideration the above-entitled applications each requesting a construction permit for a new standard broadcast station to operate on the frequency 1270 kc, with 1 kw power, unlimited time, in Gary, Indiana;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated

for hearing in a consolidated proceeding at a time and place to be designated by subsequent order of the Commission, each upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station particularly with respect to that of Radio Calumet, Inc., would involve objectionable interference with station WHBF, Rock Island, Illinois, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas, and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standard of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That Rock Island Broadcasting Company, licensee of Station WHBF, Rock Island, Illinois, be, and it is hereby, made a party to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 48-941; Filed, Feb. 2, 1948; 8:52 a. m.]

[Docket No. 8025]

SEMINOLE BROADCASTING CO.

ORDER CONTINUING HEARING

In re application of Louis F. Leuhrig and F. F. McNaughton d/b as Seminole Broadcasting Company, Wewoka, Oklahoma, for construction permit. Docket No. 8025, File No. BP-5270.

The Commission having under consideration a petition filed January 14, 1948, by Louis F. Leuhrig and F. F. McNaughton, d/b as Seminole Broadcasting Company, Wewoka, Oklahoma, requesting that the hearing on its above-entitled application for construction permit now scheduled for January 26, 1948, be continued;

It is ordered, This 19th day of January, 1948, that the said hearing on the above-entitled application of Seminole Broadcasting Company, Wewoka, Oklahoma, be, and it is hereby, continued to 10:00 a. m., Monday, March 22, 1948, at Washington, D. C.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 48-936; Filed, Feb. 2, 1948; 8:51 a. m.]

[Docket Nos. 8222, 8224, 8225]

NIAGARA BROADCASTING SYSTEM ET AL.

ORDER CONTINUING HEARING

In re applications of Gordon P. Brown, tr/as Niagara Broadcasting System, Niagara Falls, New York, Docket No. 8222, File No. BP-5760, Lockport Union-Sun and Journal, Inc., Lockport, New York, Docket No. 8224, File No. BP-5880; Great Lakes System, Inc., Buffalo, New York, Docket No. 8225, File No. BP-5891; for construction permit.

The Commission having under consideration a petition filed January 14, 1948, by Gordon P. Brown, tr/as Niagara Broadcasting System, Niagara Falls, New York, requesting that the consolidated hearing on his above-entitled application for construction permit and the above-entitled applications of Lockport Union-Sun and Journal, Inc., Lockport, New York, and Great Lakes System, Inc., Buffalo, New York, be continued from January 28, 1948, to February 10, 1948;

It appearing, that the public interest, convenience and necessity would be served by continuance of the said hearing on the above-entitled application to February 11, 12 and 13, 1948;

It is ordered, This 19th day of January 1948, that the petition for continuance be, and it is hereby, granted; and that the said hearing be, and it is hereby, continued to 10:00 a. m., Wednesday, February 11, 1948, at Niagara Falls, New York, Thursday, February 12, 1948, at Lockport, New York, and Friday, February 13, 1948, at Buffalo, New York.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 48-937; Filed, Feb. 2, 1948; 8:52 a. m.]

[Docket Nos. 8223, 8495]

ERIE BROADCASTING CORP. AND CONCORD BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARINGS ON STATED ISSUES

In re applications of Erie Broadcasting Corporation, Buffalo, New York, Docket No. 8495, File No. BP-6206; Concord Broadcasting Corporation, Niagara Falls, New York, Docket No. 8223, File No. BP-5825; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 21st day of January 1948;

The Commission having under consideration the above-entitled application of Concord Broadcasting Corporation requesting a construction permit for a new standard broadcast station to operate on the frequency 1230 kc, with 250 w power, unlimited time, in Niagara Falls, New York; and

It appearing, that the Commission on August 21, 1947, designated for hearing the application of Erie Broadcasting Corporation (File No. BP-6206, Docket No. 8495) requesting the same facilities for Buffalo, New York; that Presque Isle Broadcasting Company, licensee of Station WERC, Erie, Pennsylvania was made a party respondent therein;

It further appearing, that, hearing on the aforesaid application of Erie Broadcasting Corporation has been scheduled for January 27, 1948, at Buffalo, New York, and that it will be in the public interest to postpone hearing on this matter until February 6, 1948;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of Concord Broadcasting Corporation be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Erie Broadcasting Corporation upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the other application in this proceeding or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Commission's order of August 21, 1947 desig-

nating the application of Erie Broadcasting Corporation for hearing be, and it is hereby, amended to include the said application of Concord Broadcasting Corporation, and to include among the issues for hearing, Issue No. 7, set forth above.

It is further ordered, That the hearing on the application of Erie Broadcasting Corporation be, and it is hereby, postponed until February 9, 1948 at Buffalo and that hearing on the application of Concord Broadcasting Corporation be held on February 10, 1948 at Niagara Falls, New York.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 48-940; Filed, Feb. 2, 1948; 8:52 a. m.]

[Docket Nos. 8258, 8753]

TEXAS STAR BROADCASTING CO. AND KTRH BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Roy Hofheinz and W. N. Hooper, d/b as Texas Star Broadcasting Company, Dallas, Tex., Docket No. 8258, File No. BP-5820; KTRH Broadcasting Company (KTRH), Houston, Tex., Docket No. 8753, File No. BP-6525; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 21st day of January 1948;

The Commission having under consideration the above-entitled application of KTRH Broadcasting Company requesting a construction permit to change the daytime directional pattern of Station KTRH (DA-2), which operates on the frequency 740 kc, with 50 kw power, DA-1, unlimited time, in Houston, Texas; and its petition requesting that its application be designated for hearing in a consolidated proceeding with the application of Roy Hofheinz, et al.; and

It appearing, that the Commission, on March 20, 1947, designated for hearing the above-entitled application of Roy Hofheinz and W. N. Hooper, d/b as Texas Star Broadcasting Company (File No. BP-5820, Docket No. 8258), requesting a construction permit for a new standard broadcast station to operate on the frequency 740 kc, with power of 10 kw daytime, 5 kw nighttime, DA-2, unlimited time, in Dallas, Texas; and that hearing thereon is scheduled for January 27, 1948, at Washington, D. C.;

It is ordered, That the said petition of KTRH be, and it is hereby, granted, and that pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of KTRH Broadcasting Company be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Roy Hofheinz, et al., upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate Station KTRH as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station KTRH as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of Station KTRH as proposed would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of Station KTRH as proposed would involve objectionable interference with the services proposed in the other application in this proceeding or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of Station KTRH as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Commission's order of March 20, 1947, designating the said application of Roy Hofheinz, et al., for hearing, as amended on November 28, 1947, be, and it is hereby, further amended to include the said application of KTRH Broadcasting Company and to include among the issues for hearing, Issue No. 7 set forth above.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 48-939; Filed, Feb. 2, 1948; 8:52 a. m.]

[Docket Nos. 8734, 8735]

HAWLEY BROADCASTING CO. AND EASTERN RADIO CORP.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Hawley Broadcasting Company, Reading, Pennsylvania, Docket No. 8734, File No. BPCT-239; Eastern Radio Corporation, Reading, Pennsylvania, Docket No. 8735, File No. BPCT-268; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of January 1948;

The Commission having under consideration the above applications of Hawley Broadcasting Company (File No. BPCT-239) and Eastern Radio Corporation (File No. BPCT-268) each requesting a construction permit for a television station at Reading, Pennsylvania, for unlimited time operation; and

It appearing, that the above-entitled applications are mutually exclusive because under § 3.606 of the Commission's rules and regulations but one television channel is allocated to the Reading metropolitan district area;

It is ordered, That pursuant to section 309 (a) of the Communications Act, as amended, the above-entitled applications are designated for hearing in a consolidated proceeding at a time and place to be designated by the Commission upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 48-938; Filed, Feb. 2, 1948; 8:52 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-957]

MOUNTAIN FUEL SUPPLY CO.

ORDER FIXING DATE OF HEARING

JANUARY 27, 1948.

Upon consideration of the application filed October 6, 1947, the supplement thereto filed on October 27, 1947, and a second supplement thereto filed on December 2, 1947; by Mountain Fuel Supply Company (Applicant), a Utah corporation with its principal place of business at Salt Lake City, Utah, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas pipeline facilities subject to the jurisdiction of the Commission, as fully described in such application and supplements thereto, on file with the Commission, and open to public inspection;

It appearing to the Commission that:

(1) Temporary authorization to construct and operate the requested facilities was granted by the Commission on November 7, 1947, and November 14, 1947;

(2) This proceeding is a proper one for disposition under the provisions of Rule 32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure (as amended June 16, 1947), Applicant having requested that its application be heard under the shortened procedure provided by the aforesaid rule for noncontested proceedings, and no request to be heard, protest or petition having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERA REGISTER on October 18, 1947, of notice of

filing (12 F. R. 6838–39), and publication in the FEDERAL REGISTER on December 13, 1947, of amendment thereto filed December 2, 1947 (12 F. R. 8387);

The Commission, therefore, orders that:

(a) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure (as amended June 16, 1947), a hearing be held on February 19, 1948, at 9:45 a. m. (e. s. t.), in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application and supplements thereto; *Provided, however,* That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of Rule 32 (b) of the Commission's rules of practice and procedure (as amended June 16, 1947).

(b) Interested State commissions may participate as provided by Rules 8 and 37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: January 28, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 48–914; Filed, Feb. 2, 1948; 8:47 a. m.]

[Docket No. G–983]

UNITED GAS PIPE LINE CO.

ORDER FIXING DATE OF HEARING

Upon consideration of the application filed December 15, 1947, by United Gas Pipe Line Company (Applicant), a Delaware corporation, with its principal place of business at Shreveport, Louisiana, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas facilities subject to the jurisdiction of the Commission, as fully described in such application on file with the Commission, and open to public inspection;

It appearing to the Commission that:

(1) Temporary authorization to construct and operate the requested facilities was granted by the Commission on December 31, 1947.

(2) This proceeding is a proper one for disposition under the provisions of Rules 32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure (as amended June 16, 1947), Applicant having requested that its application be heard under the shortened procedure provided by the aforesaid rule for non-contested proceedings, and no request to be heard, protest or petition having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on December 31, 1947 (12 F. R. 8901–02).

The Commission, therefore, orders that:

(a) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure (as amended June 16, 1947), a hearing be held on February 24, 1948, at 9:30 a. m. (e. s. t.), in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application; *Provided, however,* That the Commission may, after a non-contested hearing, forthwith dispose of the proceedings pursuant to the provisions of Rule 32 (b) of the Commission's rules of practice and procedure (as amended June 16, 1947).

(b) Interested State Commissions may participate as provided by Rules 8 and 37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: January 28, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 48–915; Filed, Feb. 2, 1948; 8:47 a. m.]

INTERSTATE COMMERCE COMMISSION

[S. O. 790, Special Directive 41]

MONONGAHELA RAILWAY CO. TO FURNISH CARS FOR RAILROAD COAL SUPPLY

On January 27, 1948, the Maine Central Railroad Company certified that they have on that date in storage and in cars a total supply of less than 10 days of fuel coal, and that it is immediately essential that this company increase its coal supply from certain enumerated mines.

The certified statements have been verified and found to be correct.

Therefore, pursuant to the authority vested in me by paragraph (b) of Service Order No. 790, The Monongahela Railway Company is directed:

(1) To furnish weekly to mines listed below cars for the loading of the Maine Central Railroad Company fuel coal from its total available supply of cars suitable for the transportation of coal:

Mine:	*Cars per week*
Whitley	40
National and Brock	80

(2) That such cars furnished in excess of the mine's distributive share for the day will not be counted against said mine.

(3) That it shall not accept billing of cars furnished for loading under the provisions of this directive unless billed for the Maine Central Railroad Company fuel coal supply.

(4) To furnish this Bureau, as soon as may be practicable after the end of each week, information showing the total number of cars furnished to said mine for the preceding week under the authority of this directive and to indicate how many such cars were in excess of the daily distributive share car supply of such mine.

A copy of this special directive shall be served upon The Monongahela Railway Company and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 27th day of January A. D. 1948.

INTERSTATE COMMERCE COMMISSION,
HOMER C. KING,
Director.
Bureau of Service.

[F. R. Doc. 48–933; Filed, Feb. 2, 1948; 8:51 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616, E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 10410]

IDA BOHLING

In re: Trust u/w of Ida Bohling, deceased. File No. D–28–6693; E. T. sec. 15255.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Minnie Beine and Alvis Beine, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the Trust created under the Will of Ida Bohling, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by John M. Detjen, as Trustee, acting under the judicial supervision of the Surrogate's Court of Bronx County, New York;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 26, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-946; Filed, Feb. 2, 1948; 8:54 a. m.]

[Vesting Order 10429]

ANNA ROOS

In re: Rights of Anna Roos under insurance contract. File No. D-28-9334-H-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Anna Roos, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 3914-124-3918-D, issued by the Equitable Life Assurance Society of the United States, New York, N. Y., to Karl Roos, together with the right to demand, receive and collect said net proceeds, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed neecssary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 26, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-895; Filed, Jan. 30, 1948; 9:00 a. m.]

[Vesting Order 10446]

TOKUTARO ENDO

In re: Rights of Tokutaro Endo under insurance contract. File No. F-39-2256-H-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Tokutaro Endo, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 167576, issued by the West Coast Life Insurance Company, San Francisco, California, to Tokutaro Endo, together with the right to demand, receive and collect said net proceeds, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on January 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-896; Filed, Jan. 30, 1948; 9:00 a. m.]

[Vesting Order 10447]

GOTTLIEB H. FALK

In re: Estate of Gottlieb H. Falk, deceased. File 017-20261.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hans Falk, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the heirs, legatees, distributees and personal representatives of Walter DeHaas, deceased, names unknown, and the heirs, legatees, distributees, and personal representatives of Fritz Falk, deceased, names unknown, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That al right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof, and each of them, in and to the Estate of Gottlieb H. Falk, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

4. That such property is in the process of administration by Edgar A. Falk, as Administrator, acting under the judicial supervision of the Superior Court of the State of Washington, in and for the County of Spokane;

and it is hereby determined:

5. That to the extent that the person named in subparagraph 1 hereof and the heirs, legatees, distributees and personal representatives of Walter DeHaas, deceased, names unknown, and the heirs, legatees, distributees and personal representatives of Fritz Falk, deceased, names unknown, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on January 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-897; Filed, Jan. 30, 1948; 9:00 a. m.]

[Vesting Order 10448]

SATOSHI HIGASHI

In re: Rights of Satoshi Higashi under insurance contract. File No. F-39-4613-H-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Satoshi Higashi, whose last known address is Japan, is a resident of

Japan and a national of a designated enemy country (Japan);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 606948, issued by the General American Life Insurance Company, St. Louis, Missouri, to Satoshi Higashi, together with the right to demand, receive and collect said net proceeds, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on January 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-898; Filed, Jan. 30, 1948; 9:00 a. m.]

[Vesting Order 10449]

ANTON HILLEBRAND

In re: Rights of Anton Hillebrand under insurance contract. File No. F-28-998-H-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Anton Hillebrand, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 181,166, issued by the Massachusetts Mutual Life Insurance Company, Springfield, Massachusetts, to Anthony Hillebrand, together with the right to demand, receive and collect said net proceeds, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on January 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-899; Filed, Jan. 30, 1948; 9:01 a. m.]

[Vesting Order 10450]

JOSEPHINE KRATZEL AND JOSEF KIENAST

In re: Rights of Josephine Kratzel and Josef Kienast under insurance contract. File No. D-28-10531-H-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Josephine Kratzel and Josef Kienast, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 8,624,809, issued by The Equitable Life Assurance Society of the United States, New York, N. Y., to Anton Kienast, together with the right to demand, receive and collect said net proceeds, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The term "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on January 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-900; Filed, Jan. 30, 1948; 9:01 a. m.]

[Vesting Order 10451]

HIROSHI OTAKE

In re: Rights of Hiroshi Otake under insurance contract. File No. F-39-4855-H-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hiroshi Otake, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 563286, issued by the General American Life Insurance Company, St. Louis, Missouri, to Hiroshi Otake, together with the right to demand, receive and collect said net proceeds, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on January 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-901; Filed, Jan. 30, 1948; 9:01 a. m.]

[Vesting Order 10461]

BETTY ECKERT AND LOUISE POPP

In re: Stock owned by Betty Eckert and Louise Popp. F-28-23634-D-1, F-28-23657-D-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Betty Eckert, whose last known address is Ganburg A. D. Tauber, Baden, Germany, and Louise Popp, whose last known address is c/o Louise Fuchs, Kurzen Weg 8, Stuttgart 13, Wurttemberg, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: Seven (7) shares of no par value $5 cumulative preferred capital stock of Public Service Corporation of New Jersey, 80 Park Place, Newark, New Jersey, a corporation organized under the laws of the State of New Jersey, evidence by certificates numbered G09978 for three (3) shares and G038042 and G047166 for two (2) shares each, registered in the name of Miss Betty Eckert, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Betty Eckert, the aforesaid national of a designated enemy country (Germany);

3. That the property described as follows: Four (4) shares of $100 par value 7% cumulative preferred capital stock of Public Service Corporation of New Jersey, 80 Park Place, Newark, New Jersey, a corporation organized under the laws of the State of New Jersey, evidenced by certificates numbered C063099 for two (2) shares and C031665 and C033883 for one (1) share each, registered in the name of Louise Popp, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Louise Popp, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on January 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-947; Filed, Feb. 2, 1948; 8:54 a. m.]

[Vesting Order 10465]

PETER KAHL

In re: Stock owned by the personal representatives, heirs, next of kin, legatees and distributees of Peter Kahl, deceased. F-28-2180-D-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the personal representatives, heirs, next of kin, legatees and distributees of Peter Kahl, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: Fifty (50) shares of $100 par value common capital stock of The Atchison, Topeka and Santa Fe Railway Company, 120 Broadway, New York, New York, a corporation organized under the laws of the State of Kansas, evidenced by certificate number A405182, registered in the name of Carl Gustav Ludwig Frankfurter, as Executor of the Estate of Peter Kahl, Deceased, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the personal representatives, heirs, next of kin, legatees and distributees of Peter Kahl, deceased, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons referred to in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on January 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-948; Filed, Feb. 2, 1948; 8:54 a. m.]

[Vesting Order 10469]

TORATARO ONODA

In re: Bank account owned by Torataro Onoda. F-39-3874-E-1, F-39-3874-C-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Torataro Onoda, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows:

a. That certain debt or other obligation owing to Torataro Onoda, by Bank of Hawaii, King and Bishop Streets, Honolulu 2, T. H., arising out of a checking account, entitled Torataro Onoda, and any and all rights to demand, enforce and collect the same, and

b. Those certain items of personal property in the name of Torataro Onoda, presently stored at Pensacola Hotel, 1524 Pensacola Street, Honolulu, T. H., including but not limited to one wooden box and four cartons believed to contain personal effects and kitchenware and eight paintings,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on January 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-949; Filed, Feb. 2, 1948; 8:54 a. m.]

[Vesting Order 10494]

YUKI OSAKI AND SHIGEJIRO OSAKI

In re: Bank accounts owned by Yuki Osaki, also known as Mrs. Yuki Osaki, and Shigejiro Osaki. F-39-1259-C-1, F-39-1259-E-1, F-39-1329-C-1, F-39-1329-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Yuki Osaki, also known as Mrs. Yuki Osaki, and Shigejiro Osaki, whose last known addresses are Toyama City, Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the property described as follows:

a. That certain debt or other obligation owing to Yuki Osaki, also known as Mrs. Yuki Osaki, by Bishop National Bank of Hawaii at Honolulu, King and Bishop Streets, Honolulu 1, T. H., arising out of a savings account, Account Number 14501, entitled Yuki Osaki, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Yuki Osaki, also known as Mrs. Yuki Osaki, by Bishop National Bank of Hawaii at Honolulu, King and Bishop Streets, Honolulu 1, T. H., arising out of a commercial account, entitled Mrs. Yuki Osaki, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid Yuki Osaki, also known as Mrs. Yuki Osaki, a national of a designated enemy country (Japan);

3. That the property described as follows: That certain debt or other obligation owing to Shigejiro Osaki, by Bishop National Bank of Hawaii at Honolulu, King and Bishop Streets, Honolulu 1, T. H., arising out of a savings account, Account Number 14201, entitled Shigejiro Osaki, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid Shigejiro Osaki, a national of a designated enemy country (Japan);

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on January 14, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-950; Filed, Feb. 2, 1948; 8:54 a. m.]

[Vesting Order 10496]

TOMEKI UJIMORI

In re: Bank account and bonds owned by Tomeki Ujimori. F-39-1681-A-1, F-39-1681-A-2, F-39-1681-C-1, F-39-1681-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Tomeki Ujimori, whose last known address is Suizenji, Kumamoto, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows:

a. That certain debt or other obligation owing to Tomeki Ujimori, by Bishop National Bank of Hawaii at Honolulu, Honolulu, T. H., arising out of a savings account, Account Number 8368, entitled Tomeki Ujimori, maintained at the branch office of the aforesaid bank located at Wailuku, Maui, T. H., and any and all rights to demand, enforce and collect the same, and

b. Twenty-five Tokyo Dento Kabushiki Kaisha, Japan, 6% Gold Dollar Bonds due June 15, 1953 of $1,000 face value each, bearing the numbers 49218, 49219, 49220, 49221, 49222, 49223, 49224, 49225, 49226, 49227, 58540, 58541, 58542, 58543, 66387, 40368, 28625, 28626, 28627, 28628, 11029, 11030, 11031, 11032 and 11033, registered in the name of Tomeki Ujimori, Japan, presently in the custody of Bishop National Bank of Hawaii at Honolulu, Wailuku Branch, Wailuku, Maui, T. H., together with any and all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on January 14, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-951; Filed, Feb. 2, 1948; 8:54 a. m.]

[Vesting Order 10498]

M. WATANABE

In re: Debt owing to M. Watanabe. F-39-712-C-3.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That M. Watanabe, whose last known address is Room 62, Oye Building, Osaka, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to M. Watanabe, by Harriss and Vose, 60 Beaver Street, New York 4, New York, in the amount of $21,499.43, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate con-

sultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on January 14, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-952; Filed, Feb. 2, 1948; 8:54 a. m.]

[Vesting Order 10500]

MATHILDA ZIMMERMAN REUTER

In re: Bank account owned by Mathilda Zimmerman Reuter, also known as Mathilda Z. Reuter. F-28-8818-C-1, F-28-8818-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mathilda Zimmerman Reuter, also known as Mathilda Z. Reuter, whose last known address is Morgansternstr. 3F, Hemeln/Weser, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligaton of Bank of America National Trust and Savings Association, 1586 W. Washington Blvd., Los Angeles 7, California, arising out of a Savings Account, account number 1727, entitled Sylvia R. Weber or Mathilda Z. Reuter, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Mathilda Zimmerman Reuter, also known as Mathilda Z. Reuter, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany),

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on January 14, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-953; Filed, Feb. 2, 1948; 8:55 a. m.]

[Vesting Order 10536]

M. WATANABE

In re: Debt owing to M. Watanabe. F-39-712-C-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That M. Watanabe, whose last known address is Central P. O. Box 206, Osaka, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to M. Watanabe, by J. G. Boswell Company, 354 South Spring Street, Los Angeles, California, in the amount of $1,336.39, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on January 21, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-954; Filed, Feb. 2, 1948; 8:55 a. m.]